

MARICOPA COUNTY CLERK OF SUPERIOR COURT

W1-206

In re the Preclusive Effect of the Globe Equity No. 59 Decree on Specified Parties

| Doc. No | File Date | Document Description |
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| 067 | 02-09-2001 | MINUTE ENTRY <u>SUMMARY:</u> The status conference scheduled for February 20, 2001, is postponed to a date to be determined. The schedule for motions for summary judgment remains unchanged. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 3 |

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| Doc. No | File Date | Document Description |
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| 068 | 03-06-2001 | <p>ASARCO INCORPORATED'S SECOND SUPPLEMENTAL DISCLOSURE STATEMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY NO. 59 DECREE OF THE SAN CARLOS APACHE TRIBE, FRANKLIN IRRIGATION DISTRICT, AND GILA VALLEY IRRIGATION DISTRICT</p> <p><u>SUMMARY:</u> ASARCO Incorporated files its second supplemental disclosure statement in connection with proceedings relating to the preclusive effect of the Globe Equity No. 59 Decree on the San Carlos Apache Tribe, the Franklin Irrigation District, and the Gila Valley Irrigation District.</p> <p><u>CLAIMANT NO:</u> 39-U8-62699 et al</p> <p><u>PAGES:</u> 5</p> |
| 069 | 03-06-2001 | <p>ASARCO INCORPORATED'S NOTICE OF FILING ITS SECOND SUPPLEMENTAL DISCLOSURE STATEMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY NO. 59 DECREE OF THE SAN CARLOS APACHE TRIBE, FRANKLIN IRRIGATION DISTRICT, AND GILA VALLEY IRRIGATION DISTRICT</p> <p><u>SUMMARY:</u> ASARCO Incorporated gives notice that it has filed its second supplemental disclosure statement in connection with proceedings relating to the preclusive effect of the Globe Equity No. 59 Decree on the San Carlos Apache Tribe, the Franklin Irrigation District, and the Gila Valley Irrigation District.</p> <p><u>CLAIMANT NO:</u> 39-U8-62699 et al</p> <p><u>PAGES:</u> 2</p> |
| 070 | 03-08-2001 | <p>MOTION FOR PARTIAL SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY 59 DECREE ON ALL OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE AND ALL PARTIES IN PRIVITY WITH OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE INCLUDING, BUT NOT LIMITED TO: GILA VALLEY IRRIGATION DISTRICT; FRANKLIN IRRIGATION DISTRICT; SAN CARLOS IRRIGATION DISTRICT; STATE OF ARIZONA; TOWN OF SAFFORD; UNITED STATES OF AMERICA; SAN CARLOS APACHE TRIBE; BHP COPPER INC.; CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS; ASARCO INCORPORATED; PHELPS DODGE CORPORATION; SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT; SALT RIVER VALLEY WATER USERS ASSOCIATION; TOWN OF MAMMOTH; AND ALL OTHER OWNERS OR CLAIMANTS TO WATER RIGHTS UNDER THE DECREE, WHETHER OR NOT THE WATER IS DELIVERED BY A LISTED IRRIGATION DISTRICT, CANAL COMPANY, CORPORATION, PARTNERSHIP, ASSOCIATION, OR GOVERNMENTAL ENTITY</p> <p><u>SUMMARY:</u> The Gila River Indian Community submits its Motion for Partial Summary Judgment Re Preclusive Effect of the Globe Equity 59 Decree On All Owners or Claimants of Water Rights Under the Decree and All Parties in Privity with Owners or Claimants of Water Rights under the Decree including, but not limited to: Gila Valley Irrigation District; Franklin Irrigation District; San Carlos Irrigation District; State of Arizona; Town of Safford; United States of America; San Carlos Apache Tribe; BHP Copper Inc.; Church of Jesus Christ of Latter Day Saints; ASARCO Incorporated; Phelps Dodge Corporation; Salt River Project Agricultural Improvement and Power District; Salt River Valley Water Users Association; Town of Mammoth; and all other owners or claimants to water rights under the Decree, whether or not the water is delivered by a listed irrigation district, canal company, corporation, partnership, association or governmental entity.</p> <p><u>CLAIMANT NO:</u> 39-11-5478, 39-05-41142, 39-07-12652, 39-U8-60083, 39-L8-36340, and 39-L837360</p> <p><u>PAGES:</u> 20</p> |

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| 071 | 03-08-2001 | <p>STATEMENT OF FACTS IN SUPPORT OF MOTION FOR PARTIAL SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY 59 DECREE ON ALL OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE AND ALL PARTIES IN PRIVITY WITH OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE INCLUDING, BUT NOT LIMITED TO: GILA VALLEY IRRIGATION DISTRICT; FRANKLIN IRRIGATION DISTRICT; SAN CARLOS IRRIGATION DISTRICT; STATE OF ARIZONA; TOWN OF SAFFORD; UNITED STATES OF AMERICA; SAN CARLOS APACHE TRIBE; BHP COPPER INC.; CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS; ASARCO INCORPORATED; PHELPS DODGE CORPORATION; SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT; SALT RIVER VALLEY WATER USERS ASSOCIATION; TOWN OF MAMMOTH; AND ALL OTHER OWNERS OR CLAIMANTS TO WATER RIGHTS UNDER THE DECREE, WHETHER OR NOT THE WATER IS DELIVERED BY A LISTED IRRIGATION DISTRICT, CANAL COMPANY, CORPORATION, PARTNERSHIP, ASSOCIATION, OR GOVERNMENTAL ENTITY</p> <p><u>SUMMARY:</u> The Gila River Indian Community hereby submits its Statement of Facts in Support of its Motion for Partial Summary Judgment Re Preclusive Effect of the Globe Equity 59 Decree On All Owners or Claimants of Water Rights Under the Decree and All Parties in Privity with Owners or Claimants of Water Rights under the Decree including, but not limited to: Gila Valley Irrigation District; Franklin Irrigation District; San Carlos Irrigation District; State of Arizona; Town of Safford; United States of America; San Carlos Apache Tribe; BHP Copper Inc.; Church of Jesus Christ of Latter Day Saints; ASARCO Incorporated; Phelps Dodge Corporation; Salt River Project Agricultural Improvement and Power District; Salt River Valley Water Users Association; Town of Mammoth; and all other owners or claimants to water rights under the Decree, whether or not the water is delivered by a listed irrigation district, canal company, corporation, partnership, association or governmental entity.</p> <p><u>CLAIMANT NO:</u> 39-11-5478, 39-05-41142, 39-07-12652, 39-U8-60083, 39-L8-36340, and 39-L837360</p> <p><u>PAGES:</u> 6</p> |
| 072 | 03-08-2001 | <p>MOTION FOR SUMMARY JUDGMENT REGARDING CLAIMS OF THE SAN CARLOS APACHE TRIBE</p> <p><u>SUMMARY:</u> The Gila Valley and Franklin Irrigation Districts file a motion for summary judgment requesting that the court find that the Decree entered by the court in 1935 in United States District Court Cause Globe Equity 59 precludes the claims in this litigation to the Gila River by the San Carlos Apache Tribe and the United States on behalf of the San Carlos Apache Tribe.</p> <p><u>CLAIMANT NO:</u> GVID: 39-U8-62840 – 62850; FID: 39-63174 – 63186</p> <p><u>PAGES:</u> 19</p> |
| 073 | 03-08-2001 | <p>STATEMENT OF FACTS IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT REGARDING CLAIMS OF THE SAN CARLOS APACHE TRIBE</p> <p><u>SUMMARY:</u> The Gila Valley and Franklin Irrigation Districts submit their statement of facts in support of their motion for summary judgment being filed this date.</p> <p><u>CLAIMANT NO:</u> GVID: 39-U8-62840 – 62850; FID: 39-63174 – 63186</p> <p><u>PAGES:</u> 8</p> |

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| 074 | 03-08-2001 | CITY OF SAFFORD'S MOTION FOR PARTIAL SUMMARY JUDGMENT RE THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY DECREE ON CLAIMS FOR THE SAN CARLOS APACHE RESERVATION <u>SUMMARY:</u> The City of Safford hereby submits its motion for partial summary judgment that the Globe equity Decree is res judicata s to water rights claims for the San Carlos Apache Reservation by the San Carlos Apache Tribe and the United States. <u>CLAIMANT NO:</u> 39-U8-63161; 39-U8-63162; 39-U8-69147; 39-U8-69148 <u>PAGES:</u> 22 |
| 075 | 03-08-2001 | STATEMENT OF FACTS <u>SUMMARY:</u> The City of Safford files its Statement of Facts in support of its motion for partial summary judgment. <u>CLAIMANT NO:</u> 39-U8-63161; 39-U8-63162; 39-U8-69147; 39-U8-69148 <u>PAGES:</u> 15 |
| 076 | 03-08-2001 | MOTION FOR PARTIAL SUMMARY JUDGMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY DECREE ON THE CLAIMS FOR THE SAN CARLOS APACHE RESERVATION <u>SUMMARY:</u> Phelps Dodge Corporation submits its motion for summary judgment regarding the preclusive effect of the federal decree in Globe Equity No. 59 on claims of the San Carlos Apache Tribe and the United States on its behalf to water from the Gila River for the San Carlos Apache Reservation. <u>CLAIMANT NO:</u> 39-05-47996 et al <u>PAGES:</u> 33 |
| 077 | 03-08-2001 | STATEMENT OF FACTS <u>SUMMARY:</u> Phelps Dodge Corporation submits its Statement of Facts in support of its motion for summary judgment. <u>CLAIMANT NO:</u> 39-05-47996 et al <u>PAGES:</u> 14 |
| 078 | 03-08-2001 | NOTICE OF FILING MOTION FOR SUMMARY JUDGMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY DECREE ON THE SAN CARLOS APACHE RESERVATION AND STATEMENT OF FACTS <u>SUMMARY:</u> Phelps Dodge provides notice of its Motion for Summary Judgment regarding the Preclusive Effect of the Globe Equity Decree on the San Carlos Apache Reservation and Statement of Facts. <u>CLAIMANT NO:</u> 39-05-47996 et al <u>PAGES:</u> 3 |
| 079 | 03-08-2001 | SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT'S MOTION FOR PARTIAL SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY DECREE ON THE WATER RIGHTS OF THE SAN CARLOS TRIBE <u>SUMMARY:</u> The San Carlos Irrigation and Drainage District submits it motion for partial summary judgment regarding the preclusive effect of the Decree in Globe Equity on the water rights of the San Carlos Apache Tribe. <u>CLAIMANT NO:</u> U8-63606; L8-34858; 11-06521 <u>PAGES:</u> 26 |

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| 080 | 03-08-2001 | STATEMENT OF FACTS IN SUPPORT OF THE SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT'S MOTION FOR PARTIAL SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY DECREE ON THE WATER RIGHTS OF THE SAN CARLOS APACHE TRIBE <u>SUMMARY:</u> The San Carlos Irrigation and Drainage District submits Statement of Facts in support of its motion for partial summary judgment regarding the preclusive effect of the Decree in Globe Equity on the water rights of the San Carlos Apache Tribe. <u>CLAIMANT NO:</u> U8-63606; L8-34858; 11-06521 <u>PAGES:</u> 24 |
| 081 | 03-08-2001 | NOTICE OF FILING AND SERVICE OF SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT'S MOTION FOR PARTIAL SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY DECREE ON THE WATER RIGHTS OF THE SAN CARLOS TRIBE <u>SUMMARY:</u> The San Carlos Irrigation and Drainage District submits its motion for partial summary judgment and accompanying statement of facts regarding the preclusive effect of the Decree in Globe Equity on the water rights of the San Carlos Apache Tribe. <u>CLAIMANT NO:</u> U8-63606; L8-34858; 11-06521 <u>PAGES:</u> 3 |
| 082 | 03-08-2001 | ASARCO INCORPORATED'S MOTION FOR SUMMARY JUDGMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY NO. 59 DECREE ON THE SAN CARLOS APACHE TRIBE, FRANKLIN IRRIGATION DISTRICT, AND GILA VALLEY IRRIGATION DISTRICT <u>SUMMARY:</u> ASARCO Incorporated files its motion for summary judgment on the preclusive effect of the Globe Equity No. 59 Decree on the San Carlos Apache Tribe, Franklin Irrigation District, and Gila Valley Irrigation District. <u>CLAIMANT NO:</u> 39-U8-62699 et al <u>PAGES:</u> 20 |
| 083 | 03-08-2001 | ASARCO INCORPORATED'S STATEMENT OF FACTS IN SUPPORT OF ITS MOTION FOR SUMMARY JUDGMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY NO. 59 DECREE ON THE SAN CARLOS APACHE TRIBE, FRANKLIN IRRIGATION DISTRICT, AND GILA VALLEY IRRIGATION DISTRICT <u>SUMMARY:</u> ASARCO Incorporated files its statement of facts in support of its motion for summary judgment on the preclusive effect of the Globe Equity No. 59 Decree on the San Carlos Apache Tribe, Franklin Irrigation District, and Gila Valley Irrigation District. <u>CLAIMANT NO:</u> 39-U8-62699 et al <u>PAGES:</u> 56 |
| 084 | 03-08-2001 | SAN CARLOS APACHE TRIBE'S MOTION FOR SUMMARY JUDGMENT <u>SUMMARY:</u> The San Carlos Apache Tribe files its Motion for Summary Judgment. <u>CLAIMANT NO:</u> 39-12167, 39-12676 <u>PAGES:</u> 118 |

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| 085 | 03-08-2001 | <p>SAN CARLOS APACHE TRIBE'S SEPARATE STATEMENT OF FACTS IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT RE PRECLUSIVE EFFECTS OF THE GLOBE EQUITY NO. 59 DECREE AND OTHER PRIOR AGREEMENTS OR DECREES ON WATER RIGHTS OF THE SAN CARLOS APACHE TRIBE</p> <p><u>SUMMARY:</u> The San Carlos Apache Tribe files its Separate Statement of Facts in support of its Motion for Summary Judgment.</p> <p><u>CLAIMANT NO:</u> 39-12167, 39-12676</p> <p><u>PAGES:</u> 102</p> |
| 086 | 03-09-2001 | <p>GILA RIVER INDIAN COMMUNITY'S NOTICE OF FILING AND SERVICE RE: MOTION FOR PARTIAL SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY 59 DECREE ON ALL OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE AND ALL PARTIES IN PRIVITY WITH OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE INCLUDING, BUT NOT LIMITED TO: GILA VALLEY IRRIGATION DISTRICT; FRANKLIN IRRIGATION DISTRICT; SAN CARLOS IRRIGATION DISTRICT; STATE OF ARIZONA; TOWN OF SAFFORD; UNITED STATES OF AMERICA; SAN CARLOS APACHE TRIBE; BHP COPPER INC.; CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS; ASARCO INCORPORATED; PHELPS DODGE CORPORATION; SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT; SALT RIVER VALLEY WATER USERS ASSOCIATION; TOWN OF MAMMOTH; AND ALL OTHER OWNERS OR CLAIMANTS TO WATER RIGHTS UNDER THE DECREE, WHETHER OR NOT THE WATER IS DELIVERED BY A LISTED IRRIGATION DISTRICT, CANAL COMPANY, CORPORATION, PARTNERSHIP, ASSOCIATION, OR GOVERNMENTAL ENTITY</p> <p><u>SUMMARY:</u> Motion for Partial Summary Judgment Re Preclusive Effect on the Globe Equity 59 Decree on All Owners or Claimants of Water Rights Under the Decree and Statement of Facts in support.</p> <p><u>CLAIMANT NO:</u> 39-11-5478, 39-05-41142, 39-07-12652, 39-U8-60083, 39-L8-36340, and 39-L837360</p> <p><u>PAGES:</u> 3</p> |
| 087 | 03-09-2001 | <p>NOTICE OF FILING PARTIAL MOTION FOR SUMMARY JUDGMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY DECREE ON THE SAN CARLOS APACHE RESERVATION AND STATEMENT OF FACTS</p> <p><u>SUMMARY:</u> The City of Safford provides notice of its Partial Motion for Summary Judgment regarding the Preclusive Effect of the Globe Equity Decree on the San Carlos Apache Reservation and Statement of Facts.</p> <p><u>CLAIMANT NO:</u> 39-U8-63161; 39-U8-63162; 39-U8-69147; 39-U8-69148</p> <p><u>PAGES:</u> 2</p> |
| 088 | 03-16-2001 | <p>NOTICE OF ERRATA RE: CHANGE OF PROPER NAMES "BUCKEYE IRRIGATION DISTRICT" TO "BUCKEYE IRRIGATION COMPANY" AND "ARLINGTON IRRIGATION DISTRICT" TO "ARLINGTON CANAL COMPANY"</p> <p><u>SUMMARY:</u> The San Carlos Apache Tribe's Notice of Errata Re: Change Of Proper Names "Buckeye Irrigation District" to "Buckeye Irrigation Company" and "Arlington Irrigation District" to "Arlington Canal Company."</p> <p><u>CLAIMANT NO:</u> 39-12167, 39-12676</p> <p><u>PAGES:</u> 2</p> |

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| 089 | 03-19-2001 | <p>NOTICE OF SAN CARLOS APACHE TRIBE'S FILING OF MOTION FOR SUMMARY JUDGMENT AND STATEMENT OF FACTS IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT FILED MARCH 8, 2001, AND NOTICE OF FILING NOTICE OF ERRATA RE: CHANGE OF PROPER NAMES "BUCKEYE IRRIGATION DISTRICT" TO "BUCKEYE IRRIGATION COMPANY" AND "ARLINGTON IRRIGATION DISTRICT" TO "ARLINGTON CANAL COMPANY"</p> <p><u>SUMMARY:</u> Notice of San Carlos Apache Tribe's Filing of Motion for Summary Judgment and Statement of Facts in Support of Motion for Summary Judgment filed March 8, 2001, and Notice of Filing Notice of Errata Re: Change of Proper Names "Buckeye Irrigation District" to "Buckeye Irrigation Company" and "Arlington Irrigation District" to "Arlington Canal Company."</p> <p><u>CLAIMANT NO:</u> 39-12167, 39-12676</p> <p><u>PAGES:</u> 3</p> |
| 090 | 03-28-2001 | <p>CITY OF SAFFORD'S MOTION TO STRIKE GILA RIVER INDIAN COMMUNITY'S MOTION FOR PARTIAL SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY 59 DECREE ON ALL OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE AND ALL PARTIES IN PRIVITY WITH OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE INCLUDING, BUT NOT LIMITED TO: GILA VALLEY IRRIGATION DISTRICT, ET AL</p> <p><u>SUMMARY:</u> City Of Safford Hereby Submits It's Motion To Strike Gila River Indian Community's Motion For Partial Summary Judgment Re Preclusive Effect Of The Globe Equity 59 Decree On All Owners Or Claimants Of Water Rights Under The Decree And All Parties In Privity With Owners Or Claimants Of Water Rights Under The Decree Including, But Not Limited To: Gila Valley Irrigation District, et al.</p> <p><u>CLAIMANT NO:</u> 39-U8-63161; 39-U8-63162; 39-U8-69147; 39-U8-69148</p> <p><u>PAGES:</u> 4</p> |
| 091 | 03-29-2001 | <p>MOTION FOR EXTENSION OF TIME FOR FILING RESPONSES TO MOTIONS FOR SUMMARY JUDGMENT RE THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY 59 DECREE ON SPECIFIED PARTIES</p> <p><u>SUMMARY:</u> The Gila River Indian Community submits it Motion for Extension of Time for filing Responses to Motions for Summary Judgment re Preclusive Effect of the Globe Equity 59 Decree on Specified Parties.</p> <p><u>CLAIMANT NO:</u> 39-11-5478, 39-05-41142, 39-07-12652, 39-U8-60083, 39-L8-36340, and 39-L837360</p> <p><u>PAGES:</u> 3</p> |
| 092 | 03-29-2001 | <p>MOTION FOR AN EXPEDITED RULING ON MOTION FOR EXTENSION OF TIME TO FILE RESPONSES TO MOTIONS FOR SUMMARY JUDGMENT RE THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY 59 DECREE ON SPECIFIED PARTIES</p> <p><u>SUMMARY:</u> The Gila River Indian Community has this day filed a Motion for Extension of Time to File Responses to Motions for Summary Judgment re the Preclusive Effect of the Globe Equity 59 Decree on Specified Parties. By this pleading, the Community is requesting an expedited ruling on that motion.</p> <p><u>CLAIMANT NO:</u> 39-11-5478, 39-05-41142, 39-07-12652, 39-U8-60083, 39-L8-36340, and 39-L837360</p> <p><u>PAGES:</u> 3</p> |

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| 093 | 03-29-2001 | GILA RIVER INDIAN COMMUNITY'S NOTICE OF FILING AND SERVICE RE: MOTION FOR EXTENSION OF TIME FOR FILING RESPONSES TO MOTIONS FOR SUMMARY JUDGMENT RE THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY 59 DECREE ON SPECIFIED PARTIES AND MOTION FOR AN EXPEDITED RULING <u>SUMMARY:</u> The Gila River Indian Community provides notice that they have filed and served copies of its Motion for Extension of Time to File Responses to Motions for Summary Judgment re the Preclusive Effect of the Globe Equity 59 Decree on Specified Parties and Motion for Extension of time to file Responses to Motions for Summary Judgment. <u>CLAIMANT NO:</u> 39-11-5478, 39-05-41142, 39-07-12652, 39-U8-60083, 39-L8-36340, and 39-L837360 <u>PAGES:</u> 3 |

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| 094 | 04-02-2001 | REQUEST FOR ADDITIONAL TIME WITHIN WHICH TO RESPOND TO VARIOUS MOTIONS FOR SUMMARY JUDGMENT <u>SUMMARY:</u> The United States files its request for additional time within which to respond to various motions for summary judgment. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 4 |
| 095 | 04-02-2001 | MOTION FOR EXPEDITED RULING ON ITS REQUEST FOR ADDITIONAL TIME WITHIN WHICH TO RESPOND TO VARIOUS MOTIONS FOR SUMMARY JUDGMENT <u>SUMMARY:</u> The United States files its motion for an expedited ruling on its request for additional time within which to respond to various motions for summary judgment. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 3 |
| 096 | 04-02-2001 | SAN CARLOS APACHE TRIBE'S JOINDER IN UNITED STATES' REQUEST FOR ADDITIONAL TIME WITHIN WHICH TO RESPOND TO VARIOUS MOTIONS FOR SUMMARY JUDGMENT AND MOTION FOR EXPEDITED RULING ON ITS REQUEST FOR ADDITIONAL TIME <u>SUMMARY:</u> The San Carlos Apache Tribe's Joinder In United States' Request For Additional Time Within Which To Respond To Various Motions For Summary Judgment And Motion For Expedited Ruling On Its Request For Additional Time. <u>CLAIMANT NO:</u> 39-12167, 39-12676 <u>PAGES:</u> 2 |
| 097 | 04-02-2001 | REQUEST FOR ADDITIONAL TIME TO RESPOND TO MOTIONS FOR SUMMARY JUDGMENT AND MOTIONS FOR PARTIAL SUMMARY JUDGMENT <u>SUMMARY:</u> Request for additional time to respond to motions for summary judgment and motions for partial summary judgment regarding the preclusive effect of the Globe Equity Decree on Certain Water Rights filed by Daniel F. Gallacher, HRA. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 3 |
| 098 | 04-12-2001 | CITY OF SAFFORD'S MOTION FOR EXPEDITED RULING ON MOTION TO STRIKE GILA RIVER INDIAN COMMUNITY'S MOTION FOR PARTIAL SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY 59 DECREE ON ALL OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE AND ALL PARTIES IN PRIVITY WITH OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE INCLUDING, BUT NOT LIMITED TO: GILA VALLEY IRRIGATION DISTRICT, ET AL <u>SUMMARY:</u> The City of Safford hereby submits its motion for and expedited ruling on its motion to strike the Gila River Indian Community's motion for partial summary judgment re preclusive effect of the Globe Equity 59 Decree on all owners or claimants of water rights under the Decree and all parties in privity with owners or claimants of water rights under the Decree including, but not limited to: Gila Valley Irrigation District, et al. <u>CLAIMANT NO:</u> 39-U8-36161; 39-U8-63162; 39-U8-69147; 39-U8-69148 <u>PAGES:</u> 3 |

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| 099 | 05-30-2001 | <p>MOTION TO REMOVE PHELPS DODGE CORPORATION AS A NAMED PARTY TO AND FROM PARTICIPATION OR CONSIDERATION IN THE GILA RIVER INDIAN COMMUNITY'S MARCH 8, 2001 MOTION FOR PARTIAL SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY 59 DECREE ON ALL OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE AND ALL PARTIES IN PRIVITY WITH OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE</p> <p><u>SUMMARY:</u> The Gila River Indian Community hereby submits its Motion to Remove Phelps Dodge Corporation as a Named Party to and From Participation or Consideration in its March 8, 2001 Motion for Partial Summary Judgment Re Preclusive Effect of the Globe Equity 59 Decree on all owners or claimants of water rights under the Decree and all parties with owners or claimants of water rights under the Decree.</p> <p><u>CLAIMANT NO:</u> 39-11-5478, 39-05-41142, 39-07-12652, 39-U8-60083, 39-L8-36340, and 39-L837360</p> <p><u>PAGES:</u> 4</p> |
| 100 | 05-30-2001 | <p>ASARCO INCORPORATED'S NOTICE OF FILING ITS THIRD SUPPLEMENTAL DISCLOSURE STATEMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY NO. 59 DECREE ON THE SAN CARLOS APACHE TRIBE, FRANKLIN IRRIGATION DISTRICT, AND GILA VALLEY IRRIGATION DISTRICT</p> <p><u>SUMMARY:</u> ASARCO Incorporated gives notice that it filed its third supplemental disclosure statement in connection with proceedings relating to the preclusive effect of the Globe Equity No. 59 Decree on the San Carlos Apache Tribe, the Franklin Irrigation District, and the Gila Valley Irrigation District.</p> <p><u>CLAIMANT NO:</u> 39-U8-62699 et al</p> <p><u>PAGES:</u> 2</p> |

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| 101 | 06-01-2001 | THE APACHE TRIBE'S RESPONSE TO THE MOTIONS FOR SUMMARY JUDGMENT <u>SUMMARY:</u> The San Carlos Apache Tribe's response to the motions for summary judgment filed by ASARCO, Phelps Dodge, SCIDD, GRIC, City of Safford, Franklin and Gila Valley Irrigation Districts re: Preclusive Effect on the Globe Equity 59 Decree. <u>CLAIMANT NO:</u> 39-12167, 39-12676 <u>PAGES:</u> 26 |
| 102 | 06-01-2001 | SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT'S JOINDER IN THE SALT RIVER PROJECT'S RESPONSE TO THE MOTION FOR PARTIAL SUMMARY JUDGMENT FILED BY THE GILA RIVER INDIAN COMMUNITY <u>SUMMARY:</u> The San Carlos Irrigation and Drainage District submits its joinder in the Response to Gila River Indian Community's Motion for Partial Summary Judgment and the Response to Gila River Indian Community's Statement of Facts filed on June 1, 2001 by the Salt River Project Agricultural Improvement and Power District and Salt River Valley Water Users' Association. <u>CLAIMANT NO:</u> U8-63606; L8-34858; 11-06521 <u>PAGES:</u> 3 |
| 103 | 06-01-2001 | SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT'S RESPONSE TO STATEMENT OF FACTS FILED BY ASARCO, INC. <u>SUMMARY:</u> The San Carlos Irrigation and Drainage District submits its response to the Statement of facts filed on March 8, 2001 by the ASARCO Incorporated in support of ASARCO's motion regarding the preclusive effects of the Globe Equity No. 59 Decree. <u>CLAIMANT NO:</u> U8-63606; L8-34858; 11-06521 <u>PAGES:</u> 12 |
| 104 | 06-01-2001 | SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT'S RESPONSE TO ASARCO, INC.'S MOTION FOR SUMMARY JUDGMENT RE THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY DECREE <u>SUMMARY:</u> The San Carlos Irrigation and Drainage District submits its response to the motion for summary judgment filed by ASARCO Incorporated on March 8, 2001 regarding the preclusive effect of the 1935 Globe Equity Decree on the water right claims of the San Carlos Apache Tribe, Franklin Irrigation District, and Gila Valley Irrigation District. <u>CLAIMANT NO:</u> U8-63606; L8-34858; 11-06521 <u>PAGES:</u> 10 |
| 105 | 06-01-2001 | SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT'S RESPONSE TO STATEMENT OF FACTS FILED BY THE SAN CARLOS APACHE TRIBE <u>SUMMARY:</u> The San Carlos Irrigation and Drainage District submits its response to the Statement of Facts filed on March 8, 2001 by the San Carlos Apache Tribe in support of SCAT's Motion regarding the preclusive effects of the Globe Equity No. 59 Decree. <u>CLAIMANT NO:</u> U8-63606; L8-34858; 11-06521 <u>PAGES:</u> 68 |

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| 106 | 06-01-2001 | SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT'S RESPONSE TO SAN CARLOS APACHE TRIBE'S MOTION FOR SUMMARY JUDGMENT <u>SUMMARY:</u> The San Carlos Irrigation and Drainage District submits its response to the San Carlos Apache Tribe's March 8, 2001 motion for summary judgment regarding the preclusive effect of the Decree in Globe Equity. <u>CLAIMANT NO:</u> U8-63606; L8-34858; 11-06521 <u>PAGES:</u> 44 |
| 107 | 06-01-2001 | FIRST SUPPLEMENTAL DISCLOSURE STATEMENT RE: PRECLUSIVE EFFECT OF THE GLOBE EQUITY NO. 59 DECREE ON THE WATER RIGHTS OF SAN CARLOS APACHE TRIBE <u>SUMMARY:</u> The San Carlos Irrigation and Drainage District submits its First Supplemental Disclosure Statement Regarding the preclusive effects of the Globe Equity Decree on the water rights of the San Carlos Apache Tribe. <u>CLAIMANT NO:</u> U8-63606; L8-34858; 11-06521 <u>PAGES:</u> 4 |
| 108 | 06-01-2001 | NOTICE OF FILING AND SERVICE OF VARIOUS PLEADINGS BY SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT IN RESPONSE TO MOTIONS FOR SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY DECREE ON THE WATER RIGHTS OF THE SAN CARLOS APACHE TRIBE AND UPPER VALLEY DEFENDANTS CLAIMANT <u>SUMMARY:</u> The San Carlos Irrigation and Drainage District provides notice that it is on this date submitting several pleadings in response to motions for summary judgment and accompanying statements of fact filed by various parties regarding the preclusive effect on the Globe Equity Decree on the Water Rights of the San Carlos Apache Tribe and Upper Valley Defendants. <u>CLAIMANT NO:</u> U8-63606; L8-34858; 11-06521 <u>PAGES:</u> 3 |
| 109 | 06-01-2001 | ASARCO INCORPORATED'S RESPONSE TO THE CITY OF SAFFORD'S STATEMENT OF FACTS IN SUPPORT OF THE CITY'S MOTION FOR PARTIAL SUMMARY JUDGMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY NO. 59 DECREE <u>SUMMARY:</u> ASARCO Incorporated responds to the City of Safford's statement of facts in support of its motion for partial summary judgment on the preclusive effect of the globe Equity No. 59 Decree. <u>CLAIMANT NO:</u> 39-U8-62699, et al <u>PAGES:</u> 6 |
| 110 | 06-01-2001 | ASARCO INCORPORATED'S RESPONSE TO THE GILA VALLEY AND FRANKLIN IRRIGATION DISTRICT'S STATEMENT OF FACTS IN SUPPORT OF THOSE DISTRICTS' MOTION FOR SUMMARY JUDGMENT REGARDING CLAIMS OF THE SAN CARLOS APACHE TRIBE <u>SUMMARY:</u> ASARCO Incorporated responds to the Gila Valley and Franklin Irrigation Districts' statement of facts in support of their motion for summary judgment regarding claims of the San Carlos Apache Tribe. <u>CLAIMANT NO:</u> 39-U8-62699, et al <u>PAGES:</u> 5 |

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| 111 | 06-01-2001 | <p>ASARCO INCORPORATED'S RESPONSE TO PHELPS DODGE CORPORATION'S STATEMENT OF FACTS IN SUPPORT OF PHELPS DODGE CORPORATION'S MOTION FOR SUMMARY JUDGMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY NO. 59 DECREE</p> <p><u>SUMMARY:</u> ASARCO Incorporated responds to Phelps Dodge Corporation's statement of facts in support of its motion for summary judgment on the preclusive effect of the Globe Equity No. 59 Decree.</p> <p><u>CLAIMANT NO:</u> 39-U8-62699, et al</p> <p><u>PAGES:</u> 8</p> |
| 112 | 06-01-2001 | <p>ASARCO INCORPORATED'S RESPONSE TO MOTIONS FOR SUMMARY JUDGMENT FILED BY PHELPS DODGE CORPORATION, FRANKLIN IRRIGATION DISTRICT, GILA VALLEY IRRIGATION DISTRICT AND CITY OF SAFFORD, REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY DECREE ON THE WATER RIGHT CLAIMS OF THE SAN CARLOS APACHE TRIBE, FRANKLIN IRRIGATION DISTRICT AND GILA VALLEY IRRIGATION DISTRICT</p> <p><u>SUMMARY:</u> ASARCO Incorporated responds to the motions for summary judgment filed by Phelps Dodge Corporation, Franklin Irrigation District and Gila Valley Irrigation District, and the City of Safford, on the Preclusive effect of the Globe Equity Decree on the water right claims of the San Carlos Apache Tribe, Franklin Irrigation District and Gila Valley Irrigation District.</p> <p><u>CLAIMANT NO:</u> 39-U8-62699, et al</p> <p><u>PAGES:</u> 3</p> |
| 113 | 06-01-2001 | <p>ASARCO INCORPORATED'S RESPONSE TO THE GILA RIVER INDIAN COMMUNITY'S STATEMENT OF FACTS IN SUPPORT OF THE INDIAN COMMUNITY'S MOTION FOR PARTIAL SUMMARY JUDGMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY 59 DECREE ON ALL OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE, ETC</p> <p><u>SUMMARY:</u> ASARCO Incorporated responds to the Gila River Indian Community's statement of facts in support of its motion for partial summary judgment on the preclusive effect of the Globe Equity No. 59 Decree.</p> <p><u>CLAIMANT NO:</u> 39-U8-62699, et al</p> <p><u>PAGES:</u> 5</p> |
| 114 | 06-01-2001 | <p>ASARCO INCORPORATED'S RESPONSE TO THE SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT'S STATEMENT OF FACTS IN SUPPORT OF THE SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT'S MOTION FOR PARTIAL SUMMARY JUDGMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY 59 DECREE ON THE WATER RIGHTS OF THE SAN CARLOS APACHE TRIBE</p> <p><u>SUMMARY:</u> ASARCO Incorporated responds to the San Carlos Irrigation and Drainage District's statement of facts in support of its motion for partial summary judgment on the preclusive effect of the Globe Equity No. 59 Decree.</p> <p><u>CLAIMANT NO:</u> 39-U8-62699, et al</p> <p><u>PAGES:</u> 10</p> |

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| 115 | 06-01-201 | <p>ASARCO INCORPORATED'S RESPONSE TO GILA RIVER INDIAN COMMUNITY'S MOTION FOR PARTIAL SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY 59 DECREE ON ALL OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE ETC</p> <p><u>SUMMARY:</u> ASARCO Incorporated responds to the Gila River Indian Community's Motion for Partial Summary Judgment Re Preclusive Effect of the Globe Equity 59 Decree on All Owners or Claimants of Water Rights Under the Decree etc., dated March 8, 2001.</p> <p><u>CLAIMANT NO:</u> 39-U8-62699, et al</p> <p><u>PAGES:</u> 6</p> |
| 116 | 06-01-2001 | <p>ASARCO INCORPORATED'S RESPONSE TO THE SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT'S MOTION FOR PARTIAL SUMMARY JUDGMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY DECREE ON THE WATER RIGHTS OF THE SAN CARLOS APACHE TRIBE</p> <p><u>SUMMARY:</u> ASARCO Incorporated responds to the San Carlos Irrigation and Drainage District's motion for partial summary judgment on the preclusive effect of the Globe Equity Decree on the water right claims of the San Carlos Apache Tribe.</p> <p><u>CLAIMANT NO:</u> 39-U8-62699, et al</p> <p><u>PAGES:</u> 21</p> |
| 117 | 06-01-2001 | <p>ASARCO INCORPORATED'S RESPONSE TO THE SAN CARLOS APACHE TRIBE'S MOTION FOR SUMMARY JUDGMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY NO. 59 DECREE</p> <p><u>SUMMARY:</u> ASARCO Incorporated responds to the San Carlos Apache Tribe's motion for summary judgment on the preclusive effect of the Globe Equity No. 59 Decree.</p> <p><u>CLAIMANT NO:</u> 39-U8-62699, et al</p> <p><u>PAGES:</u> 51</p> |
| 118 | 06-01-2001 | <p>ASARCO INCORPORATED'S RESPONSE TO THE SAN CARLOS APACHE TRIBE'S STATEMENT OF FACTS IN SUPPORT OF THE SAN CARLOS APACHE TRIBE'S MOTION FOR SUMMARY JUDGMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY NO. 59 DECREE</p> <p><u>SUMMARY:</u> ASARCO Incorporated responds to the San Carlos Apache Tribe's statement of facts in support of its motion for summary judgment on the preclusive effect of the Globe Equity No. 59 Decree.</p> <p><u>CLAIMANT NO:</u> 39-U8-62699, et al</p> <p><u>PAGES:</u> 53</p> |
| 119 | 06-01-2001 | <p>PHELPS DODGE'S RESPONSE TO SAN CARLOS APACHE TRIBE'S MOTION FOR SUMMARY JUDGMENT</p> <p><u>SUMMARY:</u> Phelps Dodge Corporation submits its response to the San Carlos Apache Tribe's Motion for Summary Judgment.</p> <p><u>CLAIMANT NO:</u> 39-05-47996 et al</p> <p><u>PAGES:</u> 34</p> |

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| 120 | 06-01-2001 | PHELPS DODGE CORPORATION'S RESPONSE TO THE SAN CARLOS APACHE TRIBE'S STATEMENT OF FACTS <u>SUMMARY:</u> Phelps Dodge Corporation submits its Response to the San Carlos Apache Tribe's Statement of Facts regarding the preclusive effects of the Globe Equity Decree on the claims for the San Carlos Apache Reservation. <u>CLAIMANT NO:</u> 39-05-47996 et al <u>PAGES:</u> 33 |
| 121 | 06-01-2001 | NOTICE OF FILING PHELPS DODGE'S RESPONSE TO SAN CARLOS APACHE TRIBE'S MOTION FOR SUMMARY JUDGMENT AND STATEMENT OF FACTS <u>SUMMARY:</u> Phelps Dodge provides notice of its response to the San Carlos Apache Tribe's Motion for Summary Judgment and Statement of Facts. <u>CLAIMANT NO:</u> 39-05-47996 et al <u>PAGES:</u> 3 |
| 122 | 06-01-2001 | CITY OF SAFFORD'S RESPONSE TO ASARCO'S MOTION FOR SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY DECREE ON THE SAN CARLOS APACHE TRIBE, FRANKLIN IRRIGATION DISTRICT, AND GILA VALLEY IRRIGATION DISTRICT <u>SUMMARY:</u> The City of Safford hereby submits its response to ASARCO Incorporated's Motion for Summary Judgment regarding the preclusive effect of the Globe Equity No. 9 Decree on the San Carlos Apache Tribe, Franklin Irrigation District, and Gila Valley Irrigation District. <u>CLAIMANT NO:</u> 39-U8-63161; 39-U8-63162; 39-U8-69147; 39-U8-69148 <u>PAGES:</u> 5 |
| 123 | 06-01-2001 | JOINDER BY CITY OF SAFFORD IN SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT'S RESPONSE TO STATEMENT OF FACTS FILED BY THE SAN CARLOS APACHE TRIBE <u>SUMMARY:</u> The City of Safford files its joinder in San Carlos Irrigation and Drainage District's Response to the San Carlos Apache Tribe's Statement of Facts dated June 1, 2001. <u>CLAIMANT NO:</u> 39-U8-63161; 39-U8-63162; 39-U8-69147; 39-U8-69148 <u>PAGES:</u> 2 |
| 124 | 06-01-2001 | CITY OF SAFFORD'S RESPONSE TO SAN CARLOS APACHE TRIBE'S MOTION FOR SUMMARY JUDGMENT <u>SUMMARY:</u> The City of Safford hereby submits its response to San Carlos Apache Tribe's Motion for Summary Judgment. <u>CLAIMANT NO:</u> 39-U8-63161; 39-U8-63162; 39-U8-69147; 39-U8-69148 <u>PAGES:</u> 9 |
| 125 | 06-01-2001 | CITY OF SAFFORD'S RESPONSE TO GILA RIVER INDIAN COMMUNITY'S MOTION FOR PARTIAL SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY 59 DECREE <u>SUMMARY:</u> The City of Safford hereby submits its response to the Gila River Indian Community's motion for summary judgment in W1-206 dated March 8, 2001. <u>CLAIMANT NO:</u> 39-U8-63161; 39-U8-63162; 39-U8-69147; 39-U8-69148 <u>PAGES:</u> 6 |

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| 126 | 06-01-2001 | CITY OF SAFFORD'S NOTICE OF FILING RESPONSES TO MOTIONS FOR SUMMARY JUDGMENT SUBMITTED BY THE GILA RIVER INDIAN COMMUNITY, SAN CARLOS APACHE TRIBE AND ASARCO INCORPORATED AND JOINDER IN SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT'S RESPONSE TO STATEMENT OF FACTS <u>SUMMARY:</u> The City of Safford hereby submits its notice of filing its response to the Gila River Indian Community's Motion for Summary Judgment, its response to ASARCO Incorporated's Motion for Summary Judgment regarding the preclusive effect of the Globe Equity No. 59 Decree on the San Carlos Apache Tribe, Franklin Irrigation District, and Gila Valley Irrigation District, and its response to San Carlos Apache Tribe's Motion for Summary Judgment and its Joinder in San Carlos Irrigation and Drainage District's Response to the Statement of Facts filed by the San Carlos Apache Tribe. <u>CLAIMANT NO:</u> 39-U8-63161; 39-U8-63162; 39-U8-69147; 39-U8-69148 <u>PAGES:</u> 3 |
| 127 | 06-01-2001 | RESPONSE TO GILA RIVER INDIAN COMMUNITY'S STATEMENT OF FACTS <u>SUMMARY:</u> The Salt River Project submits its response to the Statement of Facts in Support of Motion for Partial Summary Judgment re Preclusive Effect of the Globe Equity No. 59 Decree filed by the Gila River Indian Community on March 8, 2001. <u>CLAIMANT NO:</u> 39-07-1040, -1041, -1998, -1206, -1207; 39-05-50053, -50055; 39-68-35212 and -35213 <u>PAGES:</u> 4 |
| 128 | 06-01-2001 | RESPONSE TO GILA RIVER INDIAN COMMUNITY'S MOTION FOR PARTIAL SUMMARY JUDGMENT <u>SUMMARY:</u> The Salt River Project submits its response to the Motion for Partial Summary Judgment re Preclusive Effect of the Globe Equity No. 59 Decree filed by the Gila River Indian Community on March 8, 2001. <u>CLAIMANT NO:</u> 39-07-1040, -1041, -1998, -1206, -1207; 39-05-50053, -50055; 39-68-35212 and -35213 <u>PAGES:</u> 8 |
| 129 | 06-01-2001 | NOTICE OF FILING AND SERVICE OF RESPONSE TO MOTION FOR PARTIAL SUMMARY JUDGMENT AND ACCOMPANYING STATEMENT OF FACTS FILED BY THE GILA RIVER INDIAN COMMUNITY <u>SUMMARY:</u> The Salt River Project provides notice that it is submitting its response to the motion for summary judgment and accompanying statement of facts filed by the Gila River Indian Community on March 8, 2001. <u>CLAIMANT NO:</u> 39-07-1040, -1041, -1998, -1206, -1207; 39-05-50053, -50055; 39-68-35212 and -35213 <u>PAGES:</u> 3 |

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| 130 | 06-01-2001 | <p>STATE OF ARIZONA AGENCY CLAIMANTS' MOTION TO JOIN CITY OF SAFFORD'S MOTION TO STRIKE GILA RIVER INDIAN COMMUNITY'S MOTION FOR PARTIAL SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY 59 DECREE ON ALL OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE AND ALL PARTIES IN PRIVITY WITH OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE INCLUDING, BUT NOT LIMITED TO: GILA VALLEY IRRIGATION DISTRICT; FRANKLIN IRRIGATION DISTRICT; STATE OF ARIZONA; TOWN OF SAFFORD; UNITED STATES OF AMERICA; SAN CARLOS APACHE TRIBE; BHP COPPER, INC.; CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS; ASARCO INCORPORATED; PHELPS DODGE CORPORATION; SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT; SALT RIVER VALLEY WATER USERS ASSOCIATION; TOWN OF MAMMOTH; AND ALL OTHER OWNERS OR CLAIMANTS TO WATER RIGHTS UNDER THE DECREE, WHETHER OR NOT THE WATER IS DELIVERED BY A LISTED IRRIGATION DISTRICT, CANAL COMPANY, CORPORATION, PARTNERSHIP, ASSOCIATION OR GOVERNMENTAL ENTITY OR, IN THE ALTERNATIVE, STATE OF ARIZONA AGENCY CLAIMANTS' RESPONSE TO GILA RIVER INDIAN COMMUNITY'S MOTION FOR PARTIAL SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY 569 DECREE ON ALL OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE AND ALL PARTIES IN PRIVITY WITH OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE INCLUDING, BUT NOT LIMITED TO: GILA VALLEY IRRIGATION DISTRICT; FRANKLIN IRRIGATION DISTRICT, ET AL.</p> <p><u>SUMMARY:</u> The State of Arizona Agency Claimants submit their Motion to Join the City of Safford's Motion to Strike or in the Alternative Response to the Gila River Indian Community's Motion for Partial Summary Judgment re Preclusive Effect of Globe Equity 59 Decree on All Owners or Claimants of Water Rights under the Decree and All Parties in Privity with Owners or Claimants of Water Rights under the Decree including but not limited to: Gila Valley Irrigation District, et al.</p> <p><u>CLAIMANT NO:</u> None Given</p> <p><u>PAGES:</u> 10</p> |

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| 131 | 06-01-2001 | <p>STATE OF ARIZONA AGENCY CLAIMANTS' STATEMENT OF FACTS IN SUPPORT OF THEIR MOTION TO JOIN THE CITY OF SAFFORD'S MOTION TO STRIKE GILA RIVER INDIAN COMMUNITY'S MOTION FOR PARTIAL SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY 59 DECREE ON ALL OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE AND ALL PARTIES IN PRIVITY WITH OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE INCLUDING, BUT NOT LIMITED TO: GILA VALLEY IRRIGATION DISTRICT; ET AL. AND, STATE OF ARIZONA AGENCY CLAIMANT'S STATEMENT OF FACTS IN SUPPORT OF THEIR RESPONSE TO GILA RIVER INDIAN COMMUNITY'S MOTION FOR PARTIAL SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY 59 DECREE ON ALL OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE AND ALL PARTIES IN PRIVITY WITH OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE INCLUDING, BUT NOT LIMITED TO: GILA VALLEY IRRIGATION DISTRICT; ET AL.</p> <p><u>SUMMARY:</u> The State of Arizona Agency Claimants submit their Statement of Facts in support of their Motion to Join the City of Safford's Motion to Strike or in the Alternative Response to the Gila River Indian Community's Motion for Partial Summary Judgment re Preclusive Effect of Globe Equity 59 Decree on All Owners or Claimants of Water Rights under the Decree and All Parties in Privity with Owners or Claimants of Water Rights under the Decree including but not limited to: Gila Valley Irrigation District, et la.</p> <p><u>CLAIMANT NO:</u> None Given</p> <p><u>PAGES:</u> 6</p> |
| 132 | 06-01-2001 | <p>STATE OF ARIZONA AGENCY CLAIMANTS' OBJECTIONS TO GILA RIVER INDIAN COMMUNITY'S MOTION FOR PARTIAL SUMMARY JUDGMENT AND STATEMENT OF FACTS RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY 59 DECREE ON ALL OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE AND ALL PARTIES IN PRIVITY WITH OWNERS OR CLAIMANTS OF WATER RIGHTS UNDER THE DECREE INCLUDING, BUT NOT LIMITED TO: GILA VALLEY IRRIGATION DISTRICT; ET AL</p> <p><u>SUMMARY:</u> The State of Arizona Agency Claimants submit their Objection to the Gila River Indian Community's Motion for Partial Summary Judgment and Statement of Facts re Preclusive Effect of Globe Equity 59 Decree on All Owners or Claimants of Water Rights Under the Decree and all Parties in Privity with Owners or Claimants of Water Rights under the Decree including, but not limited to: Gila Valley Irrigation District, et al.</p> <p><u>CLAIMANT NO:</u> None Given</p> <p><u>PAGES:</u> 4</p> |
| 133 | 06-01-2001 | <p>RESPONSE TO STATEMENT OF FACTS SUBMITTED BY THE SAN CARLOS APACHE TRIBE IN SUPPORT OF ITS MOTION FOR SUMMARY JUDGEMENT AND MOTION TO STRIKE</p> <p><u>SUMMARY:</u> The Gila Valley and Franklin Irrigation Districts respond to the statement of facts submitted by the San Carlos Apache Tribe in support of its motion for summary judgment and move to strike portions of the statement.</p> <p><u>CLAIMANT NO:</u> GVID: 39-U8-62840 – 62850; FID: 39-63174 – 63186</p> <p><u>PAGES:</u> 24</p> |

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| 134 | 06-01-2001 | RESPONSE TO MOTION FOR SUMMARY JUDGMENT FILED BY THE SAN CARLOS APACHE TRIBE <u>SUMMARY:</u> The Gila Valley and Franklin Irrigation Districts respond to the Motion for Summary Judgment submitted by the San Carlos Apache Tribe on March 8, 2001. <u>CLAIMANT NO:</u> GVID: 39-U8-62840 – 62850; FID: 39-63174 – 63186 <u>PAGES:</u> 26 |
| 135 | 06-01-2001 | RESPONSE TO MOTIONS FOR SUMMARY JUDGMENT FILED BY THE PHELPS DODGE CORPORATION, SAFFORD AND SCIDD <u>SUMMARY:</u> The Gila Valley and Franklin Irrigation Districts respond to the Motions for Summary Judgment submitted by the Phelps Dodge Corporation, Safford and the San Carlos Irrigation and Drainage District on March 8, 2001. <u>CLAIMANT NO:</u> GVID: 39-U8-62840 – 62850; FID: 39-63174 – 63186 <u>PAGES:</u> 2 |
| 136 | 06-01-2001 | RESPONSE TO MOTION FOR SUMMARY JUDGMENT FILED BY GILA RIVER INDIAN COMMUNITY <u>SUMMARY:</u> The Gila Valley and Franklin Irrigation Districts respond to the Motions for Summary Judgment submitted by the Gila River Indian Community on March 8, 2001. <u>CLAIMANT NO:</u> GVID: 39-U8-62840 – 62850; FID: 39-63174 – 63186 <u>PAGES:</u> 4 |
| 137 | 06-01-2001 | RESPONSE OT MOTION FOR SUMMARY JUDGMENT FILED BY ASARCO <u>SUMMARY:</u> The Gila Valley and Franklin Irrigation Districts respond to the Motion for Summary Judgment submitted by ASARCO on March 8, 2001. <u>CLAIMANT NO:</u> GVID: 39-U8-62840 – 62850; FID: 39-63174 – 63186 <u>PAGES:</u> 2 |
| 138 | 06-01-2001 | NOTICE OF FILING AND SERVICE <u>SUMMARY:</u> The Gila Valley and Franklin Irrigation Districts give notice that they have served and filed responses to motions for summary judgment. <u>CLAIMANT NO:</u> GVID: 39-U8-62840 – 62850; FID: 39-63174 – 63186 <u>PAGES:</u> 3 |
| 139 | 06-01-2001 | GILA RIVER INDIAN COMMUNITY'S RESPONSE TO THE SAN CARLOS APACHE TRIBE'S MOTION FOR SUMMARY JUDGMENT <u>SUMMARY:</u> The Gila River Indian Community hereby submits its Response to the San Carlos Apache Tribe's Motion for Summary Judgment. <u>CLAIMANT NO:</u> 39-11-5478, 39-05-41142, 39-07-12652, 39-U8-60083, 39-L8-36340, and 39-L837360 <u>PAGES:</u> 21 |
| 140 | 06-01-2001 | GILA RIVER INDIAN COMMUNITY'S STATEMENT OF FACTS IN SUPPORT OF ITS RESPONSE TO THE SAN CARLOS APACHE TRIBE'S MOTION FOR SUMMARY JUDGMENT <u>SUMMARY:</u> The Gila River Indian Community hereby submits its Statement of Facts in Support of its Response to the San Carlos Apache Tribe's Motion for Summary Judgment. <u>CLAIMANT NO:</u> 39-11-5478, 39-05-41142, 39-07-12652, 39-U8-60083, 39-L8-36340, and 39-L837360 <u>PAGES:</u> 110 |

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| 141 | 06-01-2001 | GILA RIVER INDIAN COMMUNITY'S CONSOLIDATED RESPONSE TO THE MOTIONS FOR PARTIAL SUMMARY JUDGMENT FILED BY THE GILA VALLEY AND FRANKLIN IRRIGATION DISTRICT, THE SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT, THE CITY OF SAFFORD, AND ASARCO INCORPORATED <u>SUMMARY:</u> The Gila Valley Indian Community submits its Consolidated Response to the Motions for Summary Judgment filed by the Gila Valley and Franklin Irrigation District's the San Carlos Irrigation and Drainage District, the City of Safford, and ASARCO Incorporated. <u>CLAIMANT NO:</u> 39-11-5478, 39-05-41142, 39-07-12652, 39-U8-60083, 39-L8-36340, and 39-L837360 <u>PAGES:</u> 42 |
| 142 | 06-01-2001 | GILA RIVER INDIAN COMMUNITY'S STATEMENT OF FACTS IN SUPPORT OF ITS CONSOLIDATED RESPONSE TO THE MOTIONS FOR PARTIAL SUMMARY JUDGMENT FILED BY THE GILA VALLEY AND FRANKLIN IRRIGATION DISTRICTS, THE SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT, THE CITY OF SAFFORD, AND ASARCO INCORPORATED <u>SUMMARY:</u> The Gila River Indian Community hereby submits its Statement of Facts in Support of its Consolidated Response to the Motions for Partial Summary judgment filed by the Gila Valley and Franklin Irrigation Districts, the San Carlos Irrigation and Drainage District, the City of Safford, and ASARCO Incorporated. <u>CLAIMANT NO:</u> 39-11-5478, 39-05-41142, 39-07-12652, 39-U8-60083, 39-L8-36340, and 39-L837360 <u>PAGES:</u> 5 |
| 143 | 06-04-2001 | RESPONSE TO MOTIONS FOR SUMMARY JUDGMENT FILED BY THE GILA VALLEY IRRIGATION DISTRICT AND THE FRANKLIN IRRIGATION DISTRICT, THE PHELPS DODGE CORPORATION, THE SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT, THE CITY OF SAFFORD AND ASARCO, INCORPORATED <u>SUMMARY:</u> The United States responds to the motions for summary judgment filed by the Gila Valley Irrigation District and the Franklin Irrigation District, the Phelps Dodge Corporation, the San Carlos Irrigation and Drainage District, the City of Safford, and ASARCO, Incorporated. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 31 |
| 144 | 06-04-2001 | RESPONSE TO SEPARATE STATEMENT OF FACTS IN SUPPORT OF THE MOTIONS FOR SUMMARY JUDGMENT FILED BY THE GILA VALLEY IRRIGATION DISTRICT AND THE FRANKLIN IRRIGATION DISTRICT, THE PHELPS DODGE CORPORATION, THE SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT, THE CITY OF SAFFORD, AND ASARCO, INCORPORATED <u>SUMMARY:</u> The United States responds to the separate statement of facts in support of the motions for summary judgment filed by the Gila Valley irrigation District and the Franklin Irrigation District, the Phelps Dodge Corporation, the San Carlos Irrigation Drainage District, the City of Safford, and ASARCO, Incorporated. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 65 |

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| Doc. No | File Date | Document Description |
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| 145 | 06-04-2001 | <p>REQUEST FOR ADDITIONAL TIME WITHIN WHICH TO RESPOND TO THE SAN CARLOS APACHE TRIBE'S MOTION FOR SUMMARY JUDGMENT</p> <p><u>SUMMARY:</u> The United States requests additional time within which to respond to the San Carlos Apache Tribe's Motion for Summary Judgment filed March 8, 2001.</p> <p><u>CLAIMANT NO:</u> None Given</p> <p><u>PAGES:</u> 2</p> |
| 146 | 06-05-2001 | <p>GILA RIVER INDIAN COMMUNITY'S RESPONSE TO THE CITY OF SAFFORD'S MOTION TO STRIKE OR IN THE ALTERNATIVE THE COMMUNITY'S MOTION TO CONSIDER THE ISSUES CONTAINED IN THE COMMUNITY'S MARCH 8, 2001 MOTION FOR SUMMARY JUDGMENT</p> <p><u>SUMMARY:</u> The Gila River Indian Community hereby submits its Response to the City of Safford's Motion to Strike or in the Alternative the Community's Motion to Consider the Issues Contained in the Community's March 8, 2001 Motion for Summary Judgment.</p> <p><u>CLAIMANT NO:</u> 39-11-5478, 39-05-41142, 39-07-12652, 39-U8-60083, 39-L8-36340, and 39-L837360</p> <p><u>PAGES:</u> 6</p> |
| 147 | 06-08-2001 | <p>ASARCO INCORPORATED'S MOTION FOR UNIFORM EXTENSION OF TIME TO REPLY IN SUPPORT OF MOTIONS FOR SUMMARY JUDGMENT ON THE EFFECT OF THE GLOBE EQUITY DECREE ON THE WATER RIGHT CLAIMS OF THE SAN CARLOS APACHE TRIBE, FRANKLIN IRRIGATION DISTRICT, AND GILA VALLEY IRRIGATION DISTRICT</p> <p><u>SUMMARY:</u> ASARCO Incorporated moved for a uniform extension of time to reply in support of motions for summary judgment on the effect of the Globe Equity Decree on the water right claims of the San Carlos Apache Tribe Franklin Irrigation District, and Gila Valley Irrigation District.</p> <p><u>CLAIMANT NO:</u> 39-U8-62699 et al</p> <p><u>PAGES:</u> 3</p> |
| 148 | 06-08-2001 | <p>SAFFORD'S REPLY TO GRIC'S RESPONSE TO SAFFORD'S MOTION TO STRIKE AND MOTION TO CONSIDER ISSUES RAISED BY GRIC</p> <p><u>SUMMARY:</u> The City of Safford hereby submits its Reply in Support of its Motion to Strike GRIC's motion for partial summary judgment and its response in opposition to GRIC's alternative motion to consider the issues GRIC raised in its motion for partial summary judgment.</p> <p><u>CLAIMANT NO:</u> 39-U8-63161; 39-U8-63162; 39-U8-69147; 39-U8-69148</p> <p><u>PAGES:</u> 6</p> |
| 149 | 06-08-2001 | <p>SAFFORD'S NOTICE OF FILING REPLY TO GRIC'S RESPONSE TO SAFFORD'S MOTION TO STRIKE AND MOTION TO CONSIDER ISSUES RAISED BY GRIC</p> <p><u>SUMMARY:</u> The City of Safford hereby submits notice of filing its Reply in support of its Motion to Strike GRIC's motion for partial summary judgment and its response in opposition to GRIC's alternative motion to consider the issues GRIC raised in its motion for partial summary judgment.</p> <p><u>CLAIMANT NO:</u> 39-U8-63161; 39-U8-63162; 39-U8-69147; 39-U8-69148</p> <p><u>PAGES:</u> 2</p> |

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| Doc. No | File Date | Document Description |
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| 150 | 06-12-2001 | PHELPS DODGE CORPORATION'S JOINDER IN ASARCO INCORPORATED'S MOTION FOR UNIFORM EXTENSION OF TIME TO REPLY IN SUPPORT OF MOTIONS FOR SUMMARY JUDGMENT ON THE EFFECT OF THE GLOBE EQUITY DECREE ON THE WATER RIGHT CLAIMS OF THE SAN CARLOS APACHE TRIBE, FRANKLIN IRRIGATION DISTRICT, AND GILA VALLEY IRRIGATION DISTRICT AND REQUEST FOR EXPEDITED CONSIDERATION <u>SUMMARY:</u> Phelps Dodge Corporation submits its Joinder in ASARCO Incorporated's Motion for Uniform Extension of Time to Reply in Support of Motions for Summary Judgment on the Effect of the Globe Equity Decree on the Water Right Claims of the San Carlos Apache Tribe, Franklin Irrigation District, and Gila Valley Irrigation District and Request for Expedited Consideration. <u>CLAIMANT NO:</u> 39-05-47996 et al <u>PAGES:</u> 3 |
| 151 | 06-12-2001 | NOTICE OF FILING <u>SUMMARY:</u> Phelps Dodge Corporation provides notice of its Joinder in ASARCO Incorporated's Motion for Uniform Extension of Time to Reply in Support of Motions for Summary Judgment on the Effect of the Globe Equity Decree on the Water Right Claims of the San Carlos Apache Tribe, Franklin Irrigation District, and Gila Valley Irrigation District and Request for Expedited Consideration. <u>CLAIMANT NO:</u> 39-05-47996 et al <u>PAGES:</u> 3 |
| 152 | 06-18-2001 | MINUTE ENTRY <u>SUMMARY:</u> IT IS ORDERED granting a further extension of time to reply in support of motions for summary judgment on the effect of Globe Equity Decree on the water right claims of the San Carlos Apache Tribe, Franklin Irrigation District, and Gila Valley Irrigation District, to be filed no later than July 31, 2001. IT IS ORDERED granting the United States request for additional time and has the time to and including June 18, 2001, to respond to the San Carlos Apache Tribe's Motion for Summary Judgment filed on March 8, 2001. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 2 |
| 153 | 06-19-2001 | MINUTE ENTRY <u>SUMMARY:</u> The Office of the Special Master gives notice of the availability for copying of documents produced as the third set of supplements to disclosures in this case. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 10 |
| 154 | 06-20-2001 | STIPULATION <u>SUMMARY:</u> Stipulation by Buckeye Irrigation Company and Buckeye Water Conservation and Drainage District with San Carlos Irrigation and Drainage District with San Carlos Apache Tribe concerning preclusive effect of prior agreements and judgment. <u>CLAIMANT NO:</u> 39-07-982, et al <u>PAGES:</u> 6 |

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| 155 | 06-25-2001 | RESPONSE TO GILA RIVER INDIAN COMMUNITY'S MOTION TO CONSIDER ADDITIONAL ISSUES IN THIS CONTESTED CASE <u>SUMMARY:</u> The Salt River Project submits its response to the Gila River Indian Community's Motion to expand the scope of this contested case, which motion was filed as part of GRIC's response to the City of Safford's Motion to Strike on June 5, 2001. <u>CLAIMANT NO:</u> 39-07-1040, -1041, -1998, -1206, -1207; 39-05-50053, -50055; 39-68-35212 and -35213 <u>PAGES:</u> 4 |
| 156 | 06-25-2001 | NOTICE OF FILING AND SERVICE OF RESPONSE TO GILA RIVER INDIAN COMMUNITY'S MOTION TO CONSIDER ADDITIONAL ISSUES IN THIS CONTESTED CASE <u>SUMMARY:</u> The Salt River Project provides notice that it has submitted its response to the Gila River Indian Community's Motion to expand the scope of this contested case, which motion was filed as part of GRIC's response to the City of Safford's Motion to Strike on June 5, 2001. <u>CLAIMANT NO:</u> 39-07-1040, -1041, -1998, -1206, -1207; 39-05-50053, -50055; 39-68-35212 and -35213 <u>PAGES:</u> 3 |
| 157 | 06-18-2001 | RESPONSE TO MOTION FOR SUMMARY JUDGMENT <u>SUMMARY:</u> The United States responds to the motion for summary judgment filed by the San Carlos Apache Tribe. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 10 |
| 158 | 06-18-2001 | RESPONSE TO SEPARATE STATEMENT OF FACTS IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT <u>SUMMARY:</u> The United States responds to the separate statement of facts in support of the motion for summary judgment filed by the San Carlos Apache Tribe. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 21 |
| 159 | 06-27-2001 | MINUTE ENTRY <u>SUMMARY:</u> After due consideration, the Court, without addressing the substantive merits of the legal issues raised, denies the City of Safford's Motion to Strike Gila River Indian Community's Motion for Partial Summary Judgment. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 1 |

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| 160 | 07-02-2001 | JOINDER BY THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS IN SRP'S, FID'S AND GVID'S RESPONSES TO MOTION FOR SUMMARY JUDGMENT FILED BY GILA RIVER INDIAN COMMUNITY <u>SUMMARY:</u> The Church of Jesus Christ of Latter-day Saints files its joinder in the Responses to the Gila River Indian Community's motion for summary judgment filed by the Salt River Project Agricultural Improvement and Power District, Salt River Valley Water Users' Association, the Gila Valley Irrigation District, and the Franklin Irrigation District. <u>CLAIMANT NO:</u> 39-07-14908; 39-07-14899; 39-L8-36645; 39-l8-39527 et al <u>PAGES:</u> 3 |
| 161 | 07-02-2001 | NOTICE OF FILING AND SERVICE <u>SUMMARY:</u> The Church of Jesus Christ of Latter-day Saints gives notice that it has served and filed its Joinder by the Church of Jesus Christ of Latter-day Saints in SRP's, FID's, and GVID's Responses to Motion for Summary Judgment filed by the Gila River Indian Community. <u>CLAIMANT NO:</u> 39-07-14908; 39-07-14899; 39-L8-36645; 39-l8-39527 et al <u>PAGES:</u> 2 |
| 162 | 07-11-2001 | NOTICE OF CHANGE OF ADDRESS <u>SUMMARY:</u> The Law Firm of Salmon, Lewis & Weldon, Counsel for the Salt River Project Agricultural Improvement and Power District and the Salt River Valley Water Users' Association, changes its address. <u>CLAIMANT NO:</u> 39-07-1040, -1041, -1998, -1206, -1207; 39-05-50053, -50055; 39-68-35212 and -35213 <u>PAGES:</u> 2 |
| 163 | 07-16-2001 | MINUTE ENTRY <u>SUMMARY:</u> The Honorable Michael C. Nelson having previously been appointed as the settlement judge to facilitate ongoing settlement negotiations on the Upper Gila River System, Let the Record reflect that a Confidentiality Order for the Upper Gila River Watershed Negotiations has been signed by Judge Nelson on July 9, 2001. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 1 |
| 164 | 07-16-2001 | CONFIDENTIALITY ORDER <u>SUMMARY:</u> Confidentiality Order for the Upper Gila River Watershed Negotiations signed by the Honorable Michael C. Nelson on July 9, 2001. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 5 |
| 165 | 07-31-2001 | REPLY TO RESPONSES TO THE UVD'S MOTION FOR SUMMARY JUDGMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY NO. 59 DECREE ON THE SAN CARLOS APACHE TRIBE <u>SUMMARY:</u> The Gila Valley and Franklin Irrigation Districts reply to the responses to the Responses to the UVD's Motion for Summary Judgment regarding the preclusive effect of the Globe Equity No. 59 Decree on the San Carlos Apache Tribe. <u>CLAIMANT NO:</u> GVID: 39-U8-62840 – 62850; FID: 39-63174 – 63186 <u>PAGES:</u> 19 |

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| 166 | 07-31-2001 | <p>REPLY TO REPOSSES TO STATEMENT OF FACTS IN SUPPORT OF UVD'S MOTION FOR SUMMARY JUDGMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY NO. 59 DECREE ON THE SAN CARLOS APACHE TRIBE</p> <p><u>SUMMARY:</u> The Gila Valley and Franklin Irrigation Districts reply to the responses to the statement of facts in support of the UVD's Motion for summary judgment regarding the preclusive effect of the Globe Equity No. 59 Decree on the San Carlos Apache Tribe.</p> <p><u>CLAIMANT NO:</u> GVID: 39-U8-62840 – 62850; FID: 39-63174 – 63186</p> <p><u>PAGES:</u> 25</p> |
| 167 | 07-31-2001 | <p>NOTICE OF FILING AND SERVICE</p> <p><u>SUMMARY:</u> The Gila Valley and Franklin Irrigation Districts give notice that they have served and filed responses to motions for summary judgment.</p> <p><u>CLAIMANT NO:</u> GVID: 39-U8-62840 – 62850; FID: 39-63174 – 63186</p> <p><u>PAGES:</u> 3</p> |
| 168 | 07-31-2001 | <p>THE SAN CARLOS APACHE TRIBE'S REPLY TO THE RESPONSES TO ITS STATEMENT OF FACTS IN SUPPORT OF ITS MOTION FOR SUMMARY JUDGMENT</p> <p><u>SUMMARY:</u> The San Carlos Apache Tribe files its Reply to the Responses to Its Statement of Facts in Support of Its Motion for Summary Judgment.</p> <p><u>CLAIMANT NO:</u> 39-12167, 39-12676</p> <p><u>PAGES:</u> 71</p> |
| 169 | 07-31-2001 | <p>THE SAN CARLOS APACHE TRIBE'S REPLY TO THE RESPONSES TO ITS MOTION FOR SUMMARY JUDGMENT</p> <p><u>SUMMARY:</u> The San Carlos Apache Tribe files its Reply to the Responses to Its Motion for Summary Judgment.</p> <p><u>CLAIMANT NO:</u> 39-12167, 39-12676</p> <p><u>PAGES:</u> 47</p> |
| 170 | 07-31-2001 | <p>SAN CARLOS APACHE TRIBE'S STATEMENT OF FACTS IN SUPPORT OF REPLY TO RESPONSES TO MOTIONS FOR SUMMARY JUDGMENT</p> <p><u>SUMMARY:</u> The San Carlos Apache Tribe files Statement of Facts in Support of Reply to Responses of Phelps Dodge Corporation, ASARCO Incorporated, San Carlos Irrigation and Drainage District, Gila Valley and Franklin Irrigation Districts, City of Safford, Gila River Indian Community, and the United States to Motions for Summary Judgment.</p> <p><u>CLAIMANT NO:</u> 39-12167, 39-12676</p> <p><u>PAGES:</u> 11</p> |
| 171 | 07-31-2001 | <p>GILA RIVER INDIAN COMMUNITY'S REPLY TO THE STATE OF ARIZONA AGENCY CLAIMANTS' OBJECTIONS TO THE MOTION FOR PARTIAL SUMMARY JUDGMENT RE: PRECLUSIVE EFFECT OF THE GLOBE EQUITY 59 DECREE</p> <p><u>SUMMARY:</u> The Gila River Indian Community hereby submits its Reply to the State of Arizona Agency Claimants' Objections to the Motion for Partial Summary Judgment re Preclusive Effect of the Globe Equity 59 Decree.</p> <p><u>CLAIMANT NO:</u> 39-11-5478, 39-05-41142, 39-07-12652, 39-U8-60083, 39-L8-36340, and 39-L837360</p> <p><u>PAGES:</u> 4</p> |

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| 172 | 07-31-2001 | GILA RIVER INDIAN COMMUNITY'S REPLY TO THE APACHE TRIBE'S RESPONSE TO THE MOTIONS FOR SUMMARY JUDGMENT <u>SUMMARY:</u> The Gila River Indian Community hereby submits its Reply to the San Carlos Apache Tribe's Response to the Motions for Summary Judgment. <u>CLAIMANT NO:</u> 39-11-5478, 39-05-41142, 39-07-12652, 39-U8-60083, 39-L8-36340, and 39-L837360 <u>PAGES:</u> 10 |
| 173 | 07-31-2001 | GILA RIVER INDIAN COMMUNITY'S REPLY TO THE RESPONSES FILED BY SALT RIVER PROJECT, CITY OF SAFFORD, GILA VALLEY IRRIGATION DISTRICT, AND FRANKLIN IRRIGATION DISTRICT TO THE MOTION FOR PARTIAL SUMMARY JUDGMENT RE: PRECLUSIVE EFFECT OF THE GLOBE EQUITY 59 DECREE <u>SUMMARY:</u> The Gila River Indian Community hereby submits its Consolidated Reply to the Responses filed by the Salt River Project, City of Safford, Gila Valley Irrigation District, and Franklin Irrigation District to the Community's Motion for Partial Summary Judgment Re: Preclusive Effect of the Globe Equity 59 Decree. <u>CLAIMANT NO:</u> 39-11-5478, 39-05-41142, 39-07-12652, 39-U8-60083, 39-L8-36340, and 39-L837360 <u>PAGES:</u> 16 |
| 174 | 07-31-2001 | PHELPS DODGE CORPORATION'S REPLY IN SUPPORT OF MOTION FOR PARTIAL SUMMARY JUDGMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY DECREE ON THE CLAIMS FOR THE SAN CARLOS APACHE RESERVATION <u>SUMMARY:</u> Phelps Dodge Corporation submits its Reply in Support of Motion for Partial Summary Judgment Regarding the Preclusive Effect of the Globe Equity Decree on the Claims for the San Carlos Apache Reservation. <u>CLAIMANT NO:</u> 39-05-47996 et al <u>PAGES:</u> 19 |
| 175 | 07-31-2001 | NOTICE OF FILING <u>SUMMARY:</u> Phelps Dodge Corporation provides notice of its Reply in Support of Motion for Partial Summary Judgment Regarding the Preclusive Effect of the Globe Equity Decree on the Claims for the San Carlos Apache Reservation. <u>CLAIMANT NO:</u> 39-05-47996 et al <u>PAGES:</u> 3 |
| 176 | 07-31-2001 | PHELPS DODGE CORPORATION'S REPLY IN SUPPORT OF STATEMENT OF FACTS SUPPORTING MOTION FOR PARTIAL SUMMARY JUDGMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY DECREE ON THE CLAIMS FOR THE SAN CARLOS APACHE RESERVATION <u>SUMMARY:</u> Phelps Dodge Corporation submits its Reply to the United States' Response to Phelps Dodge Corporation's Statement of Facts Supporting its Motion for Partial Summary Judgment regarding the preclusive effect of the Globe Equity Decree on the claims of the San Carlos Apache Reservation. <u>CLAIMANT NO:</u> 39-05-47996 et al <u>PAGES:</u> 7 |

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| 177 | 07-31-2001 | NOTICE OF FILING <u>SUMMARY:</u> Phelps Dodge Corporation provides notice of its Reply in Support of Statement of Facts in Supporting Motion for Partial Summary Judgment Regarding the Preclusive Effect of the Globe Equity Decree on the Claims for the San Carlos Apache Reservation. <u>CLAIMANT NO:</u> 39-05-47996 et al <u>PAGES:</u> 3 |
| 178 | 07-31-2001 | SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT'S REPLY TO GILA VALLEY AND FRANKLIN IRRIGATION DISTRICTS' RESPONSE TO SCIDD'S MOTION FOR SUMMARY JUDGMENT <u>SUMMARY:</u> The San Carlos Irrigation and Drainage District submits its reply to the Gila Valley and Franklin Irrigation Districts' June 1, 2001 response to its motion for summary judgment regarding the preclusive effect of the Globe Equity Decree. <u>CLAIMANT NO:</u> U8-63606; L8-34858; 11-06521 <u>PAGES:</u> 12 |
| 179 | 07-31-2001 | SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT'S REPLY TO ASARCO INC.'S RESPONSE TO SCIDD'S MOTION FOR SUMMARY JUDGMENT <u>SUMMARY:</u> The San Carlos Irrigation and Drainage District submits its reply to ASARCO Inc.'s June 1, 2001 response to its motion for summary judgment regarding the preclusive effect of the Decree in Globe Equity. <u>CLAIMANT NO:</u> U8-63606; L8-34858; 11-06521 <u>PAGES:</u> 8 |
| 180 | 07-31-2001 | SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT'S REPLY TO RESPONSES TO MOTIONS FOR SUMMARY JUDGMENT FILED BY SAN CARLOS APACHE TRIBE, GILA RIVER INDIAN COMMUNITY, AND UNITED STATES <u>SUMMARY:</u> The San Carlos Irrigation and Drainage District submits its reply to the responses to SCIDD's motion for summary judgment regarding the preclusive effect of the Globe Equity Decree filed by the San Carlos Apache Tribe, Gila River Indian Community and the United States. <u>CLAIMANT NO:</u> U8-63606; L8-34858; 11-06521 <u>PAGES:</u> 21 |
| 181 | 07-31-2001 | NOTICE OF FILING AND SERVICE OF VARIOUS PLEADINGS BY SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT IN REPLY TO RESPONSES FILED RE THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY DECREE ON THE WATER RIGHT CLAIMS OF THE SAN CARLOS APACHE TRIBE AND UPPER VALLEY DEFENDANTS <u>SUMMARY:</u> The San Carlos Irrigation and Drainage District provides notice that it is on this date submitting several pleadings in reply to responses filed by various parties regarding the preclusive effect of the Globe Equity Decree on the water right claims of the San Carlos Apache Tribe and Upper Valley Defendants. <u>CLAIMANT NO:</u> U8-63606; L8-34858; 11-06521 <u>PAGES:</u> 3 |

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| 182 | 07-31-2001 | CITY OF SAFFORD'S REPLY IN SUPPORT OF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT RE THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY DECREE ON CLAIMS FOR THE SAN CARLOS APACHE RESERVATION <u>SUMMARY:</u> The City of Safford hereby submits it reply in support of its motion for partial summary judgment that the Globe Equity Decree is res judicata as to water rights claims for the San Carlos Apache Reservation by the San Carlos Apache Tribe and the United States. <u>CLAIMANT NO:</u> 39-U8-63161; 39-U8-63162; 39-U8-69147; 39-U8-69148 <u>PAGES:</u> 21 |
| 183 | 07-31-2001 | CITY OF SAFFORD'S NOTICE OF FILING ITS REPLY IN SUPPORT OF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT RE THE RECLUSIVE EFFECT OF THE GLOBE EQUITY DECREE ON CLAIMS FOR THE SAN CARLOS APACHE RESERVATION <u>SUMMARY:</u> The City of Safford hereby submits notice of filing its reply in support of its motion for partial summary judgment that the Globe Equity Decree is res judicata as to water rights claims for the San Carlos Apache Reservation by the San Carlos Apache Tribe and the United States. <u>CLAIMANT NO:</u> 39-U8-63161; 39-U8-63162; 39-U8-69147; 39-U8-69148 <u>PAGES:</u> 2 |

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| 184 | 08-14-2001 | NOTICE OF FILING FIRST SUPPLEMENTAL DISCLOSURE STATEMENT RE: POSSIBLE PRECLUSIVE EFFECT OF GLOBE EQUITY NO. 59 DECREE ON THE SAN CARLOS APACHE TRIBE, FRANKLIN IRRIGATION DISTRICT, AND GILA VALLEY IRRIGATION DISTRICT <u>SUMMARY:</u> The Gila River Indian Community serves notice that it has submitted its First Supplemental Disclosure Statement regarding the possible preclusive effect of the Globe Equity No. 59 Decree on Specified Parties. <u>CLAIMANT NO:</u> 39-11-5478, 39-05-41142, 39-07-12652, 39-U8-60083, 39-L8-36340, and 39-L837360 <u>PAGES:</u> 2 |
| 185 | 08-14-2001 | FIRST SUPPLEMENTAL DISCLOSURE STATEMENT RE: POSSIBLE PRECLUSIVE EFFECT OF GLOBE EQUITY NO. 59 DECREE ON THE SAN CARLOS APACHE TRIBE, FRANKLIN IRRIGATION DISTRICT, AND GILA VALLEY IRRIGATION DISTRICT <u>SUMMARY:</u> The Gila River Indian Community submits their First Supplemental Disclosure Statement regarding the Possible Preclusive Effect of the Globe Equity No. 59 Decree on the San Carlos Apache Tribe, Franklin Irrigation District, and Gila Valley Irrigation District. <u>CLAIMANT NO:</u> 39-11-5478, 39-05-41142, 39-07-12652, 39-U8-60083, 39-L8-36340, and 39-L837360 <u>PAGES:</u> 7 |

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| 186 | 09-18-2001 | APACHE TRIBES' THIRD DISCLOSURE STATEMENT <u>SUMMARY:</u> The San Carlos Apache Tribes file their Third Disclosure Statement. <u>CLAIMANT NO:</u> 39-12167, 39-12676 <u>PAGES:</u> 2 |
| 187 | 07-31-2001 | ASARCO INCORPORATED'S REPLY TO UNITED STATES' RESPONSE TO ASARCO'S MOTION FOR SUMMARY JUDGMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY NO. 59 DECREE ON THE SAN CARLOS APACHE TRIBE, FRANKLIN IRRIGATION DISTRICT, AND GILA VALLEY IRRIGATION DISTRICT <u>SUMMARY:</u> ASARCO Incorporated replies to the United States' response to ASARCO's motion for summary judgment regarding the preclusive effect of the Gobe Equity No. 59 Decree on the San Carlos Apache Tribe, Franklin Irrigation District, and Gila Valley Irrigation District. <u>CLAIMANT NO:</u> 39-U8-62699 et al <u>PAGES:</u> 27 |
| 188 | 07-31-2001 | ASARCO INCORPORATED'S REPLY TO GILA RIVER INDIAN COMMUNITY'S CONSOLIDATED RESPONSE TO THE MOTIONS FOR PARTIAL SUMMARY JUDGMENT FILED BY THE GILA VALLEY AND FRANKLIN IRRIGATION DISTRICTS, THE SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT, THE CITY OF SAFFORD, AND ASARCO <u>SUMMARY:</u> ASARCO Incorporated replies to the Gila River Indian Community's Consolidated Response To The Motions For Partial Summary Judgment Filed By The Gila Valley And Franklin Irrigation Districts, The San Carlos Irrigation And Drainage District, The City Of Safford, And ASARCO. <u>CLAIMANT NO:</u> 39-U8-62699 et al <u>PAGES:</u> 9 |
| 189 | 07-31-2001 | ASARCO INCORPORATED'S REPLY TO SAN CARLOS IRRIGATION AND DRAINAGE DISTRICT'S RESPONSE TO ASARCO'S MOTION FOR SUMMARY JUDGMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY NO. 59 DECREE ON THE SAN CARLOS APACHE TRIBE, FRANKLIN IRRIGATION DISTRICT, AND GILA VALLEY IRRIGATION DISTRICT <u>SUMMARY:</u> ASARCO Incorporated replies to the San Carlos Irrigation And Drainage District's Response To Asarco's Motion For Summary Judgment Regarding The Preclusive Effect Of The Globe Equity No. 59 Decree On The water right claims of the San Carlos Apache Tribe, Franklin Irrigation District, And Gila Valley Irrigation District. <u>CLAIMANT NO:</u> 39-U8-62699 et al <u>PAGES:</u> 12 |
| 190 | 07-31-2001 | ASARCO INCORPORATED'S REPLY TO THE SAN CARLOS APACHE TRIBE'S RESPONSE TO THE MOTIONS FOR SUMMARY JUDGMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY NO. 59 DECREE ON THE SAN CARLOS APACHE TRIBE, FRANKLIN IRRIGATION DISTRICT, AND GILA VALLEY IRRIGATION DISTRICT <u>SUMMARY:</u> ASARCO Incorporated's replies to the San Carlos Apache Tribe's Response To The Motions For Summary Judgment Regarding The Preclusive Effect Of The Globe Equity No. 59 Decree On The San Carlos Apache Tribe, Franklin Irrigation District, And Gila Valley Irrigation District. <u>CLAIMANT NO:</u> 39-U8-62699 et al <u>PAGES:</u> 11 |

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In re the Preclusive Effect of the Globe Equity No. 59 Decree on Specified Parties

| Doc. No | File Date | Document Description |
|----------------|-------------------|--|
| 191 | 06-27-2001 | MINUTE ENTRY <u>SUMMARY:</u> After due consideration, the Court, without addressing the substantive merits of the legal issues raised, denies the City of Safford's Motion to Strike Gila River Indian Community's Motion for Partial Summary Judgment. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 1 |
| 192 | 07-02-2001 | NOTICE OF FILING AND SERVICE <u>SUMMARY:</u> The Church of Jesus Christ of Latter-day Saints gives notice that it has served and filed its Joinder by the Church of Jesus Christ of Latter-day Saints in SRP's, FID's and GVID's Responses to Motion for Summary Judgment filed by Gila River Indian Community. <u>CLAIMANT NO:</u> 39-07-14908; 39-07-14899; 39-L8-36645; 39-L8-39527 & numerous others <u>PAGES:</u> 2 |
| 193 | 07-02-2001 | JOINDER BY THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS IN SRP'S, FID'S AND GVID'S RESPONSES TO MOTION FOR SUMMARY JUDGMENT FILED BY GILA RIVER INDIAN COMMUNITY <u>SUMMARY:</u> The Church of Jesus Christ of Latter-day Saints files its Joinder in the Responses to the Gila River Indian Community's motion for summary judgment filed by the Salt River Project Agricultural Improvement and Power District, Salt River Valley Water Users' Association, the Gila Valley Irrigation District, and the Franklin Irrigation District. <u>CLAIMANT NO:</u> 39-07-14908; 39-07-14899; 39-L8-36645; 39-L8-39527 & numerous others <u>PAGES:</u> 3 |
| 194 | 07-30-2001 | ASARCO INCORPORATED'S NOTICE OF FILING ITS FOURTH SUPPLEMENTAL DISCLOSURE STATEMENT REGARDING THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY NO. 59 DECREE ON THE SAN CARLOS APACHE TRIBE, FRANKLIN IRRIGATION DISTRICT, AND GILA VALLEY IRRIGATION DISTRICT <u>SUMMARY:</u> ASARCO Incorporated gives notice that it filed its fourth supplemental disclosure statement in connection with proceedings relating to the preclusive effect of the Globe Equity No. 59 Decree on the San Carlos Apache Tribe, the Franklin Irrigation District, and the Gila Valley Irrigation District. <u>CLAIMANT NO:</u> 39-U8-62699 et al <u>PAGES:</u> 2 |
| 195 | 08-06-2001 | CITY OF SAFFORD'S NOTICE OF FILING ITS REPLY IN SUPPORT OF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT RE THE PRECLUSIVE EFFECT OF THE GLOBE EQUITY DECREE ON CLAIMS FOR THE SAN CARLOS APACHE RESERVATION <u>SUMMARY:</u> The City of Safford hereby submits notice of filing its reply in support of its motion for partial summary judgment that the Globe Equity Decree is res judicata as to water rights claims for the San Carlos Apache Tribe and the United States. <u>CLAIMANT NO:</u> 39-U8-63161; 39-U8-63162; 39-U8-69147; 39-U8-69148 <u>PAGES:</u> 2 |

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| Doc. No | File Date | Document Description |
|----------------|-------------------|---|
| 196 | 09-21-2001 | APPLICATION FOR SUBSTITUTION OF COUNSEL <u>SUMMARY:</u> Buckeye Water Conservation and Drainage District & Buckeye Irrigation Company respectfully submits this Application for the Court's Order permitting the law firm of Meyer, Hendricks & Bivens, P.A. to substitute as counsel of record in the above-captioned proceedings in the place of John S. Schaper. <u>CLAIMANT NO:</u> 39-L8-36894; -36747; -33885; -36641 <u>PAGES:</u> 3 |
| 197 | 09-27-2001 | MINUTE ENTRY <u>SUMMARY:</u> IT IS ORDERED substituting Meyer, Hendricks & Bivens, P. A. as counsel of record for Buckeye Water Conservation & Drainage District and Buckeye Irrigation Company in place of John S. Schaper all in accordance with the formal written order signed by the Court and filed by the Clerk on September 27, 2001. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 1 |
| 198 | 09-27-2001 | ORDER APPROVING SUBSTITUTION OF COUNSEL <u>SUMMARY:</u> IT IS HEREBY ORDERED substituting Meyer, Hendricks & Bivens, P. A. as counsel of record for Buckeye Water Conservation & Drainage District and Buckeye Irrigation Company in place of John S. Schaper. <u>CLAIMANT NO:</u> 39-L8-36894; -36747; -33885; -36641 <u>PAGES:</u> 1 |
| 199 | 10-22-01 | MINUTE ENTRY <u>SUMMARY:</u> The Office of the Special Master gives notice of the availability for copying of documents produced as the fourth set of supplements to disclosures in this case. <u>CLAIMANT NO:</u> Not applicable <u>PAGES:</u> 10 |

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| Doc. No | File Date | Document Description |
|---------|------------|---|
| 200 | 10-22-2001 | TRANSMITTAL COVER SHEET <u>SUMMARY</u> : Transmittal for De Minimis Hearing before Judge Eddward P. Ballinger and Special Master Geroage A. Schade Jr. on September 27, 2001. (Cover Sheet Only) <u>CLAIMANT NO</u> : Not Applicable <u>PAGES</u> : 1 |

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In re the Preclusive Effect of the Globe Equity No. 59 Decree on Specified Parties

| Doc. No | File Date | Document Description |
|----------------|-------------------|---|
| 201 | 01-16-2002 | APPLICATION FOR SUBSTITUTION OF COUNSEL <u>SUMMARY</u> : City of Mesa requests this Court to enter an order approving substitution of Mary P. Wade and Karen Nally as co-counsel of record for City of Mesa and directing that their names be added to the official mailing list in this proceedings as co-counsel of record for City of Mesa. <u>CLAIMANT NO</u> : None given <u>PAGES</u> : 2 |

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| Doc. No | File Date | Document Description |
|----------------|-------------------|---|
| 202 | 03-20-2002 | ORDER APPROVING SUBSTITUTION OF COUNSEL <u>SUMMARY</u> : IT IS ORDERED approving Application of Substitution. Mary P. Wade and Karen Nally are substituted as co-counsel of record for the City of Mesa in place of Neal J. Beets. <u>CLAIMANT NO</u> : None given <u>PAGES</u> : 1 |
| 203 | 04-08-2002 | UNITED STATES' NOTICE REGARDING STATEMENT OF CLAIMANT FOR GILA RIVER INDIAN COMMUNITY <u>SUMMARY</u> : United States' Notice regarding Statement of Claimant filed for the benefit of the Gila River Indian Community <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2 |
| 204 | 04-17-2002 | MINUTE ENTRY <u>SUMMARY</u> : Minute entry regarding the Arizona Department of Water Resources' Status Report for the Gila River Indian Reservation and the responses to this report filed by various parties. IT IS ORDERED, that ADWR shall evaluate each of the factors listed by the Arizona Supreme Court in the Gila V decision in connection with the preparation of the GRIR HSR. IT IS FURTHER ORDERED, that ADWR shall report in accordance with A.R.S. proposed water right attributes for each claim investigated. IT IS FURTHER ORDERED, that the United States and the Gila River Indian Community shall provide ADWR with all information and supporting documentation relating to their current and future land and water use planning within the area affected by the GRIR HSR. The United States and the Community may file amended statements of claimant relating to these, or any other, water uses on or before July 1, 2002. ADWR shall be entitled to rely on the representations contained in the materials submitted and claims filed on or before July 1, 2002 in connection with preparing the final GRIR HSR. IT IS FURTHER ORDERED, that Judge Bolton's directives to ADWR regarding evaluation of the physical factors of water use and supply and land arability shall remain in effect. IT IS FURTHER ORDERED, that ADWR shall complete and publish the final GRIR HSR expeditiously. <u>CLAIMANT NO</u> : Not applicable <u>PAGES</u> : 3 |
| 205 | 04-19-2002 | (CORRECTED) SAN CARLOS APACHE TRIBE'S SEPARATE STATEMENT OF FACTS IN SUPPORT OF MOTIONS FOR SUMMARY JUDGMENT RE PRECLUSIVE EFFECTS OF THE GLOBE EQUITY NO. 59 DECREE AND OTHER PRIOR AGREEMENTS OF DECREES ON WATER RIGHTS OF THE SAN CARLOS APACHE TRIBE <u>SUMMARY</u> : San Carlos Apache Tribe's Corrected Statement of Facts in Support of Motions for Summary Judgment <u>CLAIMANT NO</u> : 39-12167, et al. <u>PAGES</u> : 99 |

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In re the Preclusive Effect of the Globe Equity No. 59 Decree on Specified Parties

| Doc. No | File Date | Document Description |
|----------------|-------------------|---|
| 206 | 04-19-2002 | <p>NOTICE OF ERRATA TO SAN CARLOS APACHE TRIBE'S SEPARATE STATEMENT OF FACTS IN SUPPORT OF MOTIONS FOR SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY NO. 59 DECREE AND OTHER PRIOR AGREEMENTS ORR DECREES ON WATER RIGHTS OF THE SAN CARLOS APACHE TRIBE</p> <p><u>SUMMARY:</u> Notice of Errata to San Carlos Apache Tribe's Separate Statement of Facts in Support Of Motions for Summary Judgment re Preclusive Effect of the Globe Equity No. 59 Decree and Other Prior Agreements or Decrees on Water Rights of the San Carlos Apache Tribe <u>CLAIMANT NO:</u> 39-12167, et al. <u>PAGES:</u> 16</p> |
| 207 | 04-19-2002 | <p>NOTICE OF ERRATA TO SAN CARLOS APACHE TRIBE'S MOTION FOR SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY NO. 59 DECREE AND OTHER PRIOR AGREEMENTS OR DECREES ON WATER RIGHTS OF THE SAN CARLOS APACHE TRIBE</p> <p><u>SUMMARY:</u> Notice of Errata to San Carlos Apache Tribe's Motion for Summary Judgment re Preclusive Effect of the Globe Equity No. 59 Decree and Other Prior Agreements or Decrees on Water Rights of the San Carlos Apache Tribe <u>CLAIMANT NO:</u> 39-12167, et al. <u>PAGES:</u> 5</p> |
| 208 | 04-23-2002 | <p>MOTION TO STRIKE SAN CARLOS APACHE TRIBE'S NOTICE OF ERRATA AND "CORRECTED" STATEMENT OF FACTS</p> <p><u>SUMMARY:</u> The Gila Valley and Franklin Irrigation Districts move to strike the San Carlos Apache Tribe's notice of errata and "corrected" statement of facts. <u>CLAIMANT NO:</u> 39-U862840-62850, et al. <u>PAGES:</u> 5</p> |
| 209 | 04-23-2002 | <p>RESPONSE TO GILA VALLEY AND FRANKLIN IRRIGATION DISTRICT'S MOTION TO STRIKE SAN CARLOS APACHE TRIBE'S NOTICE OF ERRATA AND "CORRECTED" STATEMENT OF FACTS</p> <p><u>SUMMARY:</u> Reply to Gila Valley and Franklin Irrigation District's Motion to Strike San Carlos Apache Tribe's Notice of Errata and "Corrected" Statement of Facts <u>CLAIMANT NO:</u> 39-12167, et al. <u>PAGES:</u> 5</p> |
| 210 | 04-24-2002 | <p>APACHE TRIBES' NOTICE OF FILING FOURTH SUPPLEMENTAL DISCLOSURE STATEMENT</p> <p><u>SUMMARY:</u> Apache Tribe's Notice of Filing Fourth Supplemental Disclosure Statement <u>CLAIMANT NO:</u> 39-12167, et al. <u>PAGES:</u> 2</p> |
| 211 | 04-29-2002 | <p>NOTICE OF APACHE TRIBES' AMENDMENT TO FOURTH SUPPLEMENTAL DISCLOSURE STATEMENT</p> <p><u>SUMMARY:</u> Apache Tribes' Amendment to Fourth Supplemental Disclosure Statement <u>CLAIMANT NO:</u> 39-12167, et al. <u>PAGES:</u> 4</p> |

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| Doc. No | File Date | Document Description |
|----------------|-------------------|---|
| 212 | 04-29-2002 | SECONDARY NOTICE OF ERRATA TO SAN CARLOS APACHE TRIBE'S MOTION FOR SUMMARY JUDGMENT AND SEPARATE STATEMENT OF FACTS IN SUPPORT OF MOTIONS FOR SUMMARY JUDGMENT RE PRECLUSIVE EFFECT OF THE GLOBE EQUITY NO. 59 DECREE AND OTHER PRIOR AGREEMENTS OR DECREES ON WATER RIGHTS OF THE SAN CARLOS APACHE TRIBE <u>SUMMARY</u> : Secondary Notice of Errata to San Carlos Apache Tribe's Motion for Summary Judgment and Separate Statement of Facts in Support Of Motions for Summary Judgment re Preclusive Effect of the Globe Equity No. 59 Decree and Other Prior Agreements or Decrees on Water Rights of the San Carlos Apache Tribe <u>CLAIMANT NO</u> : 39-12167 <u>PAGES</u> : 3 |

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In re the Preclusive Effect of the Globe Equity No. 59 Decree on Specified Parties

| Doc. No | File Date | Document Description |
|---------|------------|--|
| 213 | 05-17-2002 | MINUTE ENTRY <u>SUMMARY:</u> Minute entry regarding hearing on pending motions. GRIC's Motion to Remove Phelps Dodge Corporation as a Named Party To and From Participation or Consideration in GRIC'S Motion for Partial Summary Judgement (Docket No. 099). Stipulation between Buckeye Irrigation Company/ Buckeye Water Conservation and Drainage District and San Carlos Apache Tribe (Docket No. 154). |
| 214 | 05-17-2002 | ORDER <u>SUMMARY:</u> Order signed by Judge Ballinger on May 17, 2002. IT IS ORDERED: (1) Granting GRIC's Motion to Remove Phelps Dodge as a Named Party from GRIC's Motion for Partial Summary Judgement. (2) Directing SCAT and the Buckeye organizations to submit a joint form of order memorializing the terms of their stipulation filed in this matter on June 20, 2001. (3) Rescinding this court's order dated June 27, 2001, denying Safford's Motion to Strike GRIC's Motion for Partial Summary Judgement. The court has now considered the merits of the legal issues raised by Safford's motion. (4) Granting Safford's Motion to Strike GRIC's Motion for Partial Summary Judgement to the extent that GRIC's motion seeks relief as to claimants who are not parties in this contested case. (5) Denying GRIC's alternative motion to include in this contested case other parties, in addition to SCAT, GVID, AND FID, who are in privity with owners or are claimants of water rights decreed in United States v. Gila Valley Irr. Dist. Globe Equity No. 59 (D. Ariz. 1935) (the "Globe Equity Decree"). (6) Granting the motions for summary judgment filed by GRIC, SCAT, Safford, GVID and FID jointly, SCIDD, Phelps Dodge, and ASARCO to the extent that these motions seek a determination that preclusive effect of the Globe Equity Decree is applicable to the parties consistent with the findings and conclusions set forth in this court's Amended Order dated February 20, 2002, that was entered in Contested Case No. W1-203. (7) Denying ASARCO's Motion for Summary Judgement on the issue of whether ASARCO's water right relating to the San Carlos River, decreed to ASARCO's predecessor in interest in the Globe Equity Decree, precludes SCAT from claiming a water right to the San Carlos River in the Gila River Adjudication. Genuine disputes regarding material facts preclude granting summary judgement on the claims to the San Carlos River asserted in the Gila River Adjudication by ASARCO and SCAT. (8) Denying the Motion for GVID and FID to Strike SCAT's Notice of Errata and "Corrected" Statement of Facts. IT IS FURTHER ORDERED: The Arizona Department of Water Resources shall prepare subsequent hydrographic survey reports in accordance with the determinations made in this Order. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 3 |

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| Doc. No | File Date | Document Description |
|----------------|-------------------|---|
| 215 | 06-03-2002 | SAN CARLOS APACHE TRIBE'S MOTION TO ALTER OR AMEND JUDGEMENT <u>SUMMARY:</u> San Carlos Apache Tribe's Motion to Alter or Amend Judgement. <u>CLAIMANT NO:</u> 39-12167, et al. <u>PAGES:</u> 16 |
| 216 | 07-15-2002 | ASARCO INCORPORATED'S RESPONSE TO SAN CARLOS APACHE TRIBE'S MOTION TO ALTER OR AMEND JUDGEMENT <u>SUMMARY:</u> ASARCO Incorporated responds in opposition to the San Carlos Apache Tribe's Motion to Alter or Amend Judgement, dated June 3, 2002. <u>CLAIMANT NO:</u> 39-U8-62699 et al. <u>PAGES:</u> 5 |
| 217 | 07-15-2002 | RESPONSE TO THE SAN CARLOS APACHE TRIBE'S MOTION TO ALTER OR AMEND JUDGMENT <u>SUMMARY:</u> The Gila Valley and Franklin Irrigation District's Respond to the San Carlos Apache Tribe's Motion to Alter or Amend Judgment submitted on June 3, 2002. <u>CLAIMANT NO:</u> 39-U862840-62850 et al. <u>PAGES:</u> 7 |
| 218 | 07-29-2002 | SAN CARLOS APACHE TRIBE'S MOTION TO EXPEDITE DECISION RE: SAN CARLOS APACHE TRIBE'S MOTION TO ALTER OR AMEND JUDGEMENT AND CONSOLIDATED REPLY TO UNTIMELY RESPONSES BY ASARCO AND GVID <u>SUMMARY:</u> San Carlos Apache Tribe's Motion to Expedite Decision Re: San Carlos Apache Tribe's Motion to Alter or Amend Judgement and Consolidated Reply to Untimely Responses by ASARCO and GVID. <u>CLAIMANT NO:</u> 39-12167, et al. <u>PAGES:</u> 5 |
| 219 | 08-27-2002 | MINUTE ENTRY <u>SUMMARY:</u> IT IS ORDERED, nunc pro tunc amending the minute entry dated August 21, 2002 to reflect the correct caption and mailing list. The Order is as follows: The Court has reviewed San Carlos Apache Tribe's to Alter or Amend Judgement. Motion has been denied. <u>CLAIMANT NO:</u> Not Applicable <u>PAGES:</u> 1 |
| 220 | 08-22-2002 | NOTICE OF CHANGE OF ADDRESS OF COUNSEL FOR ARIZONA PUBLIC SERVICE COMPANY, PHELPS DODGE CORPORATION AND ROOSEVELT WATER CONSERVATION DISTRICT <u>SUMMARY:</u> Claimants Arizona Public Service Company, Phelps Dodge Corporation and Roosevelt Water Conservation District give notice of their counsel's change of address on the Court-approved mailing list. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 3 |

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| Doc. No | File Date | Document Description |
|----------------|-------------------|--|
| 221 | 10-16-2002 | NOTICE OF CHANGE OF CONTACT PERSON AND ADDRESS FOR PHELPS DODGE CORPORATION <u>SUMMARY</u> : Claimant Phelps Dodge Corporation gives notice of its change of contact person and address, and requests that Lawrence J. Corte be substituted in place of Dawn G. Meidinger on the Court-approved mailing list. <u>CLAIMANT NO</u> : 39-62935, et al. <u>PAGES</u> : 3 |
| 222 | 11-18-2002 | ORDER APPROVING CHANGE OF CONTACT PERSON AND ADDRESS FOR PHELPS DODGE CORPORATION <u>SUMMARY</u> : Order signed on October 17, 2002 by Judge Ballinger. IT IS ORDERED that Lawrence J. Corte be substituted in place of Dawn G. Meidinger as the in-house contact person for Phelps Dodge Corporation on the Court-approved mailing list. IT IS ALSO ORDERED that the address for Phelps Dodge Corporation be corrected on the Court-approved mailing list for this action. <u>CLAIMANT NO</u> : Not Applicable <u>PAGES</u> : 2 |

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| Doc. No | File Date | Document Description |
|----------------|-------------------|--|
| 223 | 01-22-2003 | UNITED STATES' JOINDER IN THE GILA RIVER INDIAN COMMUNITY'S MOTION TO PRIORITIZE THE HYDROGRAPHIC SURVEY REPORT <u>SUMMARY:</u> United States Joinder in the Gila River Indian Community's Motion to Prioritize the Arizona Department of Water resources Hydrographic Survey Report for the Gila River Indian Reservation. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 3 |

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| Doc. No | File Date | Document Description |
|---------|------------|---|
| 224 | 02-09-2003 | UNITED STATES' NOTICE OF FILING DISCLOSURE WITH THE ARIZONA DEPARTEMENT OF WATER RESOURCES <u>SUMMARY:</u> United States' Notice of Filing Disclosure with the Arizona Department of Water Resources pursuant to Court Order dated April 12, 2002. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 2 |

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| Doc. No | File Date | Document Description |
|---------|------------|---|
| 225 | 06-30-2003 | REQUEST TO ADD BHP COPPER INC. TO THE COURT APPROVED MAILING LIST <u>SUMMARY:</u> Carla Consoli, of the firm Bryan LLP, and John Lacy, of the firm DeConcini, McDonald, Yetwin and Lacy, P.C., respectfully request to be added to the Court Approved Mailing List in the above-entitled action. This request should be considered an <i>amici curae</i> as Carla Consoli and John Lacy do not represent any party to this action. <u>CLAIMANT NO:</u> None Given <u>PAGES:</u> 4 |

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| Doc. No | File Date | Document Description |
|---------|------------|--|
| 226 | 10-03-2003 | <p>MOTION TO EXCEED PAGE LIMIT</p> <p><u>SUMMARY:</u> The Gila Valley Irrigation District and the Franklin Irrigation District (collectively, the "Upper Valley Irrigation Districts"); the City of Sedona, the Town of Jerome, the Town of Clarkdale, and the City of Cottonwood (collectively, "Verde Valley Communities"); the Central Arizona Irrigation and Drainage District (collectively "Central Valley Irrigation Districts"), and the City of Casa Grande request an Order allowing them to exceed the page limit for their Motion in Limine.</p> <p><u>CLAIMANT NO:</u> 39-U862840, et al.</p> <p><u>PAGES:</u> 3</p> |
| 227 | 10-03-2003 | <p>MOTION IN LIMINE TO EXCLUDE ALL EXPERT TESTIMONY RE LEGAL ISSUES AND TO EXCLUDE T. ALLEN J. GOOKIN'S REBUTTAL REPORTS AND TESTIMONY</p> <p><u>SUMMARY:</u> The Gila Valley Irrigation District and the Franklin Irrigation District (collectively, the "Upper Valley Irrigation Districts"); the City of Sedona, the Town of Jerome, the Town of Clarkdale, and the City of Cottonwood (collectively, "Verde Valley Communities"); the Central Arizona Irrigation and Drainage District (collectively "Central Valley Irrigation Districts"), and the City of Casa Grande, request an Order in Limine (1) precluding all parties from eliciting or offering for admission into evidence oral and written expert opinions on legal issues and (2) excluding T. Allen J. Gookin's rebuttal reports on subflow as exceeding the bounds of permissible expert testimony and (2) excluding T. Allen J. Gookin from testifying at the October 21-22 hearing.</p> <p><u>CLAIMANT NO:</u> 39-U862840, et al.</p> <p><u>PAGES:</u> 20</p> |
| 228 | 10-09-2003 | <p>LETTER</p> <p><u>SUMMARY:</u> Letter filed by L. Anthony Fines of Snell & Wilmer notifying the Office of the Special Master of documents reflecting the wrong contested case number.</p> <p><u>CLAIMANT NO:</u> Not Applicable</p> <p><u>PAGES:</u> 1</p> |